

URBAN/MUNICIPAL

CA4 ON HBL AOS

A31

1993

AGENDAS OF THE MEETINGS  
OF THE COUNCIL OF HAMILTON

JAN. 12/93 -







URBAN/MUNICIPAL

CALY ON HBL AOS  
A31  
1993



Urban/Municipal Collection  
2nd Floor  
Hamilton Public Library

MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1993 January 12  
7:30 o'clock p.m.  
Council Chambers, City Hall

J. J. Schatz  
City Clerk

AGENDA

1. *National Anthem*

*Ferd Viola*

2. *Opening Prayer*

*Reverend Carol Karlson  
First Unitarian Church of Hamilton*

3. *Presentations*

*Certificates of Recognition for service on City Committees/Boards/Commissions*

4. *Proclamations*

*Ontario March of Dimes Month - January 1993*







5. ***Minutes***

- (a) 1992 December 8
- (b) 1992 December 15 - *Special Meeting*
- (c) 1992 December 18 - *Special Meeting*

6. ***Petitions and Correspondence***

7. ***Reports of the Standing Committees***

- (a) *Transport and Environment Committee*
- (b) *Parks and Recreation Committee*
- (c) *Planning and Development Committee*
- (h) *Finance and Administration Committee*
- (i) *Committee of the Whole*

8. ***Notices of Motion for Next Meeting***

9. ***First Reading of the Bills***

10. ***Second Reading of the Bills - Committee of the Whole***

11. ***Third Reading of the Bills***

12. ***Question Period***

13. ***Adjournment***







## MINUTES







1992 December 8

Minutes of Hamilton City Council

1992 December 8

7:30 o'clock p.m.

Council Chamber

The Council met.

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps,  
Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson,  
Ross, D'Amico.

The City Council meeting commenced with the singing of the National Anthem accompanied by the Sherwood Secondary High School Band.

\* \* \* \* \*

Archdeacon Ken Patterson, St. Michael's Anglican Church led Council in prayer.

\* \* \* \* \*

Mayor Morrow presented civic pins to the Hamilton Synchronized Swim Club for winning the 1992 Synchronized Swimming Provincial Championships held in Etobicoke, Ontario.

\* \* \* \* \*

Mayor Morrow presented civic gold pins to the Hamilton-Wentworth Aquatic Club for winning the 1992 Provincial Age Group Championship.

\* \* \* \* \*

The minutes of the meeting held 1992 November 24 were adopted as circulated.

\* \* \* \* \*



**CORRESPONDENCE**

1. Application dated 1992 November 24 from Primecan Holdings Inc., 242 Main Street East, Hamilton, Ontario requesting the removal of the "H" Holding Provision from the "C" (Urban Protected Residential, etc.) District, "RT-2" (Townhouse-Maisonette) District, modified and "E-2" (Multiple Dwellings) District, modified for lands located on the west side of Upper Wellington Street, south of Limeridge Road East, Hamilton, Ontario.

**Received.**

2. Application dated 1992 November 24 from David John Armstrong, 83 Seymour Drive, Ancaster, Ontario for a change in zoning from "HH" (Restricted Community Shopping and Commercial) District, modified, to "G-4" (Designed Neighbourhood Shopping Area) modified, for property located at the south-west corner of Upper Sherman Avenue and Limeridge Road East, Hamilton, Ontario.

**Received.**

3. Application dated 1992 November 30 from Ontario Land Corporation, 777 Bay Street, Toronto, Ontario for a further modification to the "C" (Urban Protected Residential, etc.) District regulations for lands located in the area between Duncairn Crescent and Heatherdale Place and on the west side of Gondola Street.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and the Nominating Committee be now considered in Committee of the Whole with Alderman Wilson in the Chair.



Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - THIRTEENTH REPORT</b>
--

**Section 40 Re: 1988 - 1991 Roadway Reconstruction Programs**

It was moved by Alderman Merling and seconded by Alderman Anderson that the Thirteenth Report of the Transport and Environment Committee be amended by deleting Section 40 in its entirety and substituting in lieu thereof the following:

- (a) That the outstanding commitments in the 1988 to 1991 Roadway Reconstruction Programs in the amount of \$3,201,120.93 be financed from the \$4,732,680. available in Unallocated Ministry of Transportation of Ontario (MTO) Subsidies.
- (b) That the Finance and Administration Committee consider the transfer of \$1,000,000. of the Unallocated Excess MTO Subsidy to the 1992 Reconstruction Program.
- (c) That the balance of \$531,559.07 remain in the Excess Unallocated MTO Subsidy.

**CARRIED.**

\* \* \* \* \*

**Section 45 Re: City Tree By-law**

It was moved by Alderman D'Amico and seconded by Alderman Ross that Section 45 of the Thirteenth Report of the Transport and Environment Committee be referred back.

**CARRIED.**

\* \* \* \* \*



**Section 46 Re: City Tree By-law**

It was moved by Alderman Agro and seconded by Alderman McCulloch that section 46 of the Thirteenth Report of the Transport and Environment Committee be referred back.

**CARRIED.**

\* \* \* \* \*

**Section 49 Re: Ministry of the Environment - Philip Environmental Services Corp.  
- 52 Imperial Street.**

Alderman Agro declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Agro is an Employment Benefits Consultant for a subsidiary company.

\* \* \* \* \*

It was moved by Alderman Merling and seconded by Alderman Eisenberger that Rule No. 8 of the Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to consider a resolution regarding through traffic in the Kentley Neighbourhood. (Melvin Avenue, Pottruff Road, Ede Street and Woodman Drive) **CARRIED.**

**Section 52 Re: Traffic in the Kentley Neighbourhood (Melvin Avenue, Pottruff Road; Ede Street; and Woodman Drive**

It was moved by Alderman Merling and seconded by Alderman Eisenberger that the Thirteenth Report of the Transport and Environment Committee be amended by adding Section 52 as follows:

- 52. (a) That eastbound traffic on Melvin Avenue be prohibited from turning right onto Pottruff Road from 3:00 p.m. to 6:00 p.m., Monday to Friday; and
- (b) That three-way stop control be implemented at the intersection of Pottruff Road and Ede Street; and
- (c) That the existing "No Parking" regulation on the west side of Woodman Drive from Queenston Road to a point 430 feet northerly therefrom be rescinded; and
- (d) That the City Traffic By-law No. 89-72 be amended accordingly.

**CARRIED.**

\* \* \* \* \*



**Section 53 Re: Introduction of Bills A-104 and A-105.**

It was moved by Alderman Merling and seconded by Alderman Eisenberger that the Thirteenth Report of the Transport and Environment Committee be amended by adding Section 53 as follows:

53. That leave be granted to introduce the following Bills:

- (a) Bill A-104 By-law to Amend By-law No. 89-72 to Regulate Traffic
- (b) Bill A-105 By-law to Amend By-law No. 89-72 to Regulate Traffic  
**CARRIED.**

**PARKS AND RECREATION COMMITTEE - TWENTY SECOND REPORT**

**Section 1 Re: Contract between the City and King's Forest Golf Course**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - TWENTY FIRST REPORT**

**Section 7 Re: Zoning Application - Pane Del Sole Bakery - 150 Catharine Street**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that the TWENTY-FIRST Report of the Planning and Development Committee be amended by deleting Section 7 and replacing with the following text:



- "7. A. That approval be given to amended Zoning Application 92-39, Pane Del Sole Bakery (Mr. Gaetano Lattuca), owner, for a modification to the established "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District, to permit a parking lot at 150 Catharine Street North, to be used in conjunction with an adjoining bakery use located at 104 Cannon Street East, as shown on the attached map marked as Appendix "B", on the following basis:
- (a) That the "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District as contained in Section 10 of Zoning By-law 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
    - (i) That notwithstanding Section 10(1) of Zoning By-law No. 6593, only a parking lot accessory to the adjoining bakery use located at 104 Cannon Street East shall be permitted, subject to the following conditions:
      - (1) That a landscape planting strip having a minimum width of 1.5 m shall be provided and maintained along the northerly lot line, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height shall be provided and maintained within the landscape planting strip, except for any area used for vehicular access;
      - (2) That a landscape planting strip having a minimum width of 1.5 m, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the southerly lot line;
      - (3) That a landscape planting strip having a minimum width of 2.4 m shall be provided and maintained along the westerly lot line, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained within the landscape planting strip;
  - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1297, and that the subject lands on Zoning District Map E-4 be notated S-1297;



- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-4 for presentation to City Council;
  - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- B. That the amending By-law not be forwarded for passage by City Council until such time as the owner applies for and receives site plan approval, and the site plan is registered on title with the land." **CARRIED.**

\* \* \* \* \*

**Section 8 Re: Zoning Application - Frank and Filomena Ricci - 21 Dunsmure Road.**

Alderman Drury declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Drury resides in the immediate area.

<b>FINANCE AND ADMINISTRATION COMMITTEE - TWENTY-FOURTH REPORT</b>
--

**Section 2 Re: Civic gold pins - Hamilton-Wentworth Aquatic Club**

It was moved by Alderman Ross and seconded by Alderman D'Amico that Section 2 of the Twenty-Fourth for 1992 of the Finance and Administration Committee be amended to include the following name: "Donna Vakalis" **CARRIED.**

\* \* \* \* \*

**Section 15 (d) Re: Renovations to the City Clerk's Department and City Garage**

Recorded vote.

YEAS: Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Kiss. -1. **CARRIED.**



\* \* \* \* \*

**Section 16 Re: Resolution from the City of Vaughan**

It was moved by Alderman Agro and seconded by Alderman Kiss that Section 16 of the Twenty-Fourth Report of the Finance and Administration Committee be amended by deleting the word "received" in the second sentence and substituting in lieu thereof the word "endorsed".  
**CARRIED.**

\* \* \* \* \*

**Section 27 Re: Grant - Hamilton World Curling Championships Bid Committee**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, D'Amico, Ross. -13.

NAYS: Aldermen Kiss, Agostino, Merling. -3. **CARRIED.**

\* \* \* \* \*

**Section 29 Re: Ontario Hydro increase**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Wilson. -1. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Agostino and seconded by Alderman Eisenberger that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to allow consideration of a recommendation respecting grant funding for a handicapped ramp at St. Gregory the Great Banquet Hall at 125 Centennial Parkway.  
**CARRIED.**



**Section 35 Re: St. Gregory the Great Banquet Hall - Grant**

It was moved by Alderman Agostino and seconded by Alderman Eisenberger that the following be added as Section 35 of the Twenty-Fourth Report for 1992 of the Finance and Administration Committee:

35. (a) That a grant in the amount of \$20,000. be approved to assist in the construction of a handicapped ramp at St. Gregory the Great Banquet Hall at 125 Centennial Parkway; and,
- (b) That the funds for this grant be charged to the Capital Grants Account No. CF5693 259155007.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Drury, Morelli, Agostino, Eisenberger, Jackson, Merling. -8.

NAYS: Aldermen Cooke, Agro, McCulloch, Copps, Wilson, Charters, Anderson, D'Amico, Ross. -9. **LOST.**

\* \* \* \* \*

<b>FINANCE AND ADMINISTRATION COMMITTEE - TWENTY-FIFTH REPORT</b>
---

**Section 1 (a)(c)(d) Re: Plan to integrate City and Regional Administration**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1. **CARRIED.**

\* \* \* \* \*



**Section 1 (b) Re: Plan to integrate City and Regional Administration**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Drury. -1

**CARRIED.**

\* \* \* \* \*

<p><b>NOMINATING COMMITTEE - SIXTH REPORT</b></p>
---

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman V. Agro be appointed Acting Mayor for the month of January, 1993. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Nominating Committee be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



1992 December 8

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-92, A-93, A-94, A-95, A-96, A-97, A-98, A-99, A-100, A-101, A-102, A-103, A-104, A-105.  
C-126, C-127, C-128, C-129, C-130.  
H-71, H-72, H-73, H-74, H-75.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Wilson in the chair. (second reading).

A-92, A-93, A-94, A-95, A-96, A-97, A-98, A-99, A-100, A-101, A-102, A-103, A-104, A-105.  
C-126, C-127, C-128, C-129, C-130.  
H-71, H-72, H-73, H-74, H-75.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-92, A-93, A-94, A-95, A-96, A-97, A-98, A-99, A-100, A-101, A-102, A-103, A-104, A-105.  
C-126, C-127, C-128, C-129, C-130.  
H-71, H-72, H-73, H-74, H-75.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-92, A-93, A-94, A-95, A-96, A-97, A-98, A-99, A-100, A-101, A-102, A-103, A-104, A-105.  
C-126, C-127, C-128, C-129, C-130.  
H-71, H-72, H-73, H-74, H-75.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 9:10 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

\_\_\_\_\_  
Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1992 December 8



1992 December 15

Minutes of the Special Meeting of Hamilton City Council  
Tuesday, 1992 December 15  
7:15 o'clock p.m.  
Council Chamber

Present: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.

Absent: Alderman T. Cooke  
Alderman W. McCulloch  
Alderman B. Morelli

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Reports of the Finance and Administration Committee and the City Council Committee of the Whole be now considered in Committee of the Whole with Mayor Morrow in the Chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

<b>FINANCE AND ADMINISTRATION COMMITTEE - TWENTY-SIXTH REPORT</b>
---



**COMMITTEE OF THE WHOLE - SIXTH REPORT**

**Section 1 (d)(ii) Re: 1993 Non-Union Salary Increases - Lay-off Packages**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Finance and Administration Committee and City Council Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that Bill H-78 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



It was moved by Alderman Kiss and seconded by Alderman Wilson that Council move into the Committee of the Whole to consider Bill H-78.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

**Consideration of the Bill (second reading).**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that the Report of the Committee of the Whole on Bill H-78 be adopted.

\* \* \* \* \*

It was moved by Alderman Kiss and seconded by Alderman Wilson that Bill H-78 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Agro, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*



1992 December 15

The meeting adjourned at 7:25 o'clock p.m.

Taken as read and approved

Mayor R. M. Morrow

J. J. Schatz  
City Clerk

1992 December 15



1992 December 18

Minutes of the Special Meeting of Hamilton City Council  
Friday, 1992 December 18th  
11:20 o'clock a.m.  
Council Chambers

Mayor R. M. Morrow called the meeting to order at 11:20 o'clock a.m.

Present: Mayor R. Morrow, Aldermen Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. 15.

Absent: Alderman Cooke - civic business  
Alderman Kiss - vacation

It was moved by Alderman Ross and seconded by Alderman Anderson that Rule No. 4 of the Procedural By-law 82-203 which provides for 1 day's notice of a special council meeting be suspended for this meeting of City Council in order that a special council meeting can be held on Friday, December 18, 1992 for the purpose of considering the 1993 Licence Fees.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**



It was moved by Alderman McCulloch and seconded by Alderman Drury that Council move into Committee of the Whole to consider a resolution respecting the 1993 Licensing Fees with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Anderson that Rule No. 8 of the Procedural By-law 82-203 be invoked for this meeting of City Council in order to permit consideration of the 1993 Licence Fees.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman Anderson:

1. That the 1993 proposed licensing fees as set out in the attached schedule be approved.
2. That leave be granted to introduce the following Bills:
  - (a) Bill H-76: A By-law to Amend Various Licensing By-laws Respecting Licence Terms and Fees.
  - (b) Bill H-77: A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

Recorded vote.

YEAS: Aldermen McCulloch, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -10.

NAYS: Mayor Morrow, Aldermen Agro, Drury, Agostino, -4. **CARRIED.**



\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Drury that the resolution of the Committee of the Whole respecting the 1993 Licensing Fees be adopted.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Drury that the following Bills be now read a first time:

H-76, H-77.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Drury that the following Bills be now considered in Committee of the Whole with Mayor Morrow in the chair:

H-76, H-77.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0. **CARRIED.**

\* \* \* \* \*



It was moved by Alderman McCulloch and seconded by Alderman Drury that the Report of the Committee of the Whole on the following Bills be adopted:

H-76, H-77.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman McCulloch and seconded by Alderman Drury that the following Bills be now read a third time, signed, sealed and enrolled as by-laws:

H-76, H-77.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 11:40 o'clock a.m.

\* \* \* \* \*

Taken as read and approved.

Mayor R. M. Morrow  
Chairman

J. J. Schatz  
Secretary  
1992 December 18



**CORRESPONDENCE**







**Correspondence:**

1. Letter dated 1993 January 5 from Mr. Andy Robertson, 240 Bendamere Avenue, Hamilton, Ontario respecting the West Mountain Twin Pad Arena.

**Recommendation:**                      **Be Referred to the Parks and Recreation Committee.**

2. Application dated 1992 December 4 from The Elizabeth Fry Society, Hamilton Branch, Hamilton, Ontario for a modification to the established "C" (Urban Protected Residential, etc.) District regulations for property located at No. 792 Upper Gage Avenue, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

3. Application dated 1992 December 8 from 518374 Ontario Limited, Hamilton, Ontario for a further modification to the "AA" (Agricultural) District regulations for property at 1314 Upper Wentworth Street, Hamilton, Ontario

**Recommendation:**                      **Be Received.**

4. Application dated 1992 December 22 from Max Mintz, Hamilton, Ontario for a modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations for Block "1" and a further modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations for Block "2", for properties located at Nos. 1854-1868 Main Street West, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

5. Application dated 1992 December 31 from Luval Enterprises Limited, Hamilton, Ontario for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for Block "1" and to "RT-30" (Street Townhouses) District for Block "2" and from "R-4" (Small Lot Single-Family Detached) District to "RT-20" (Townhouse-Maisonette) District for Block "3", to "RT-30" (Street Townhouse) District for Block "4" and to "DE-3" (Multiple Dwellings) District for Block "5", for lands located south of Mud Street and east of the proposed Red Hill Creek Expressway.

**Recommendation:**                      **Be Received.**







6. Application dated 1992 December 31 from Demetre Dekaneas, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property at Nos. 140-150-158 Rymal Road West, Hamilton, Ontario.

**Recommendation:**

**Be Received.**

7. Application dated 1992 December 31 from Philpott Memorial Church, Hamilton, Ontario for a change in zoning from "L-c" (Planned Development Commercial) to "H" (Community Shopping and Commercial, etc.) District, for property located at Nos. 89-91 Vine Street, Hamilton, Ontario.

**Recommendation:**

**Be Received.**

8. Letter dated 1992 December 10 from J. J. Schatz, City Clerk respecting an objection to By-law 92-281 respecting a general text amendment regarding the Housing Intensification Strategy.

**Recommendation:**

**Be Received.**







JAN 06 1993

240 Bendamere Ave.,  
HAMILTON, L9C 1P5  
Tel 389 - 4509  
Jan 5, 1993  
389 - 4509

Corporation City of Hamilton  
City Hall, HAMILTON  
L8N 3T4

Re: West Mountain Twin Pad

Mayor Morrow, Members of Council

The delay in the construction of the Twin Pad gives you an ideal opportunity to review all of the facts relating to its need.

I say all because I know that many of the facts which I'm passing on to you now, have never been presented to you in this fashion, many not at all.

The few minutes it takes to review them could be the most valuable minutes you can give to the hard pressed taxpayers of this beleaguered City.

There are not many details and they are in point form for quick review. All are taken from independent sources and have been checked and cross checked. Everything is supported by third party sources. If you don't have it, I'll be happy to provide it.

Now here's an offer you can't refuse:

"If after reviewing the facts you are convinced, TO YOUR SATISFACTION, they are not supportable, I will volunteer to work seventeen hours for the public service group of your choice, FOR EACH OF THE POINTS you find fault with"

Let's face it a subsidy in excess of \$31,000 each week to less than 3,500 of our young people is disastrous. Just think what would happen if the other 75,000 young people demanded equal treatment. The result would be a staggering \$662,000 per week. Think of how many civic jobs that amount could save.

We simply can't afford to let this ridiculous situation go on. The system is out of control and to continue in the same way is to seek bankruptcy. It's time to put a stop to it now.

This community is going through very hard times, much different than when you first considered this MULTI MILLION DOLLAR discretionary project. That alone should encourage you to reconsider the whole thing.



The interest payments (well in excess of SEVEN HUNDRED THOUSAND DOLLARS - each year) will not create one single, badly needed, local job. Neither will the ONE AND A HALF MILLION DOLLARS annual debt servicing charges.

If there ever was a time when discretionary spending should be reviewed surely this is it. The news outlets are filled with stories of real need, not for extra recreational facilities but the real and essential stuff of life, food - clothing - shelter - jobs.

With all of the budget problems you have surely you would insist on projects which are essential and would help relieve the disastrous situation we now find ourselves in, not add to it. I'm sure you will have the support of the hard pressed citizens of this City if you keep spending to only the bare essentials and put off any extras until happier times return.

Tenders have not yet been let. There is still an opportunity for you to take the time to review the situation. I hope for the greater good, you will do so.

A handwritten signature in cursive script, appearing to read 'Andy Robertson', written in dark ink.

Andy Robertson



**POPULATION:** Statistic Canada figure show, the Population of Hamilton has remained relatively stable during the past twenty years

1971...309,270 1976...312,003 1986...306,728 1991...318,505

City planners predict it will continue so for the next thirty.

1996...312,555 2001...312,545 2006...310,690 2021...338,250

A 9.3% increase in fifty years is hardly a population explosion

1971...309,270 2021...338,258

We do have to prepare for a decline in the age groups who are the principal users of ice time, those under the age of twenty.

1971...109,105 1991...78,430 2021...66,707

A decline of 42,398 or 38.8%

\*

#### USERS OF ICE TIME:

"...It is evident that the city arena function is primarily in support of youth activities with at least 80% of prime time used for these activities..." *Cummings Cockburn Feasibility Study, 1989*

"...Traditional arena programmes are oriented towards children and youths. The aging population means that the demand for minor hockey and other youth-oriented ice activities may not be as strong because there will not be as many youths..." *City of Hamilton Culture and Recreation Master Plan, 1984*

\*

**ARENA/USER RATIO:** In 1971 there were six Municipally operated arenas. In 1991 there were nine (not including Copps) and one Private operation, with two ice surfaces.

YEAR	ICE SURFACES	USER GROUP POPULATION	RATIO
1971	6	109,105	1:18,184
1991	9 (City)	78,430	1:8,714
2021	9 (City)	66,707	1:7,412

The ratio of arenas to user age groups has changed dramatically over the past twenty years.

It will continue to improve for the next thirty years. Without considering the private ice and:

**WITHOUT BUILDING ANOTHER ARENA**



## ARENA ATTENDANCE:

Attendance at City Arenas has declined every year

1984/85 344,433

1988/89 315,009

A decline of 29,424 or 8.5%

Attendance at minor hockey has declined almost three times as fast

1984/85 154,022

1988/89 117,271

A decline of 36,751 or 24%

\*

## HOCKEY REGISTRATION:

The number of players registered to play hockey has declined Nationally, Provincially and locally.

The Ontario Minor Hockey Association (OMHA) reports declining membership

	TEAMS	PLAYERS	PER TEAM
1976/77 (RECORD YEAR)	9,408	153,571	16.34
1988/89	6,196	86,467	13.95

A decline of 67,104 or 43.6%

The CAHA reports declining Canadian registration

1981/82...466,565    1986/87...432,314    1990/91...401,482

A decline of 65,083 or 13.9%

There has been a decline in local participation

	RECREATION	TRAVEL/HUB	TOTAL
1982/83	3,839		
1985	3,373	1,149	4,522
1988	3,122	816	3,840
1991	2,789	709	3,498

The number of teams took a corresponding drop during the same periods

	RECREATION	TRAVEL/HUB	TOTAL
1985	228	77	305
1989	196	43	239
1991	195	43	238

\*



#### SYSTEM CAPACITY:

With a reasonable number of hockey players per team, the present system is capable of absorbing in excess of 400 more players (10%) each season, without increasing the number of teams or the hours allocated.

Because vacancies exist every year, non city residents are invited and accepted to play on Hamilton teams and ice.

\*

#### ARENA CAPACITY:

None of the present arenas reach their potential capacity more than once week each year. Some never do.

\*

#### INCOME/EXPENSES:

From the outset estimates of both construction costs and operating revenue have been bandied about in a most reckless fashion. Figures are provided to suit the circumstances. Committee and Council meeting minutes and other documents give ample evidence of this.

Cummings Cockburn Five Year Pro Forma is inaccurate, the income stream unattainable. The West Mountain Twin Pad will have an Operating Deficit in it's first year in excess of \$250,000. It will continue to climb each year.

Svedas/Koyanagi Architect construction cost estimates leave much to be desired. Their operating cost estimate was rejected entirely by the OMB hearing officers.

According to local private operators, the estimates of operating costs are a "...flight of fantasy and nonsensical..."

\*

#### CITY POLICY:

"...League make-up must include a minimum of 4 teams per division or play inter-rink..."

"...No team shall operate below 12 registered players..."

"...non residents will not be subsidized but require to pay a non-subsidized rate..."

Because of a shortage of players these rules are broken routinely and consistently.

"...The primary focus for the department should be to respond to the recreational amateur activity facility requirements before those of the elite..."



"...The Department's primary responsibility should be towards supporting a range of sports activities at a recreational level. the more advanced a sport becomes in terms of skill level, training and specialized facilities required, the less support the Department should offer..."

This policy is routinely ignored, 'elite' players are given more time and greater subsidies than are 'recreational' players

\*

#### ICE TIME COSTS:

It costs more than \$120 to create one hour of winter ice time. If all direct costs are factored in the cost would likely exceed \$160 per hour. Summer ice is much more expensive to create.

\*

#### CITY SUBSIDY:

In 1991/92:

The City subsidized a 'for profit' privately held corporation to the tune of at least \$25,000. It continues to do so and it shouldn't.

HMHC members received a total subsidy of not less than

\$30,911 per week, an average of \$8.83 each player - each week

Recreational Minor Hockey to the tune of

\$21,952 per week, \$7.87 each player - each week

Hub players at the rate of

\$5,389 per week, \$11.95 each player - each week

AA and AAA players at the rate of

\$3,570 per week, \$13.84 each player - each week

\*

#### ICE ALLOCATION:

The HMHC 88/89 wish list, for all levels, was 356 hours weekly.

The allocation of ice time for Minor Hockey has more than doubled in one year

1990/91	233 hours weekly	1991/92	492 hours weekly
---------	------------------	---------	------------------

\*



#### RINK CLOSURES:

Locally, six sheets of privately owned 'winter' ice have closed - lack of demand.  
Two additional sheets of 'summer' ice have closed - lack of demand.

\*

The number of available, unused, Prime Time ice time is increasing every year.

\*

#### SUMMER ICE:

The Canadian Amateur Ice Hockey Association is opposed to Summer Hockey.

"... I don't think kids should play summer hockey - they should be out playing soccer..." Murray Costello president CAHA.

"...Summer hockey players are not protected by Canadian Amateur Hockey insurance, chairman Ed O'Doherty says..."

"...The CAHA has made a philosophical statement by their vote" said Cliffe Philips, chairman of the Ontario Hockey Federation...They don't agree with summer hockey (because they believe it burns out young players)..."

Why then are we building summer ice for Minor hockey ?

\*

#### SEATING CAPACITY:

Two (or even one) 500 seat spectator galleries are away out of line.

With very rare exceptions

The Kilty B's never use that many.

The Hub teams will never use that many.

The AA/AAA's will never use that many.

The Rec teams will never use that many.

\*



#### HIDDEN COSTS:

The Chedoke Health Corporation are in the process of subdividing the land to the rear of Chedoke Hospital. In the normal scheme of things they would be required to build the roads and other infrastructure at their cost. These facilities would have to be of a certain standard and would cost well in excess of 1.5 MILLION DOLLARS. As a condition of receiving the Arena Lands for 'free' the City accepted the road allowance - as is. The cost of \$450,000 to 'improve' is patch work only, window dressing, which would not have been acceptable from Chedoke. The net result is that Chedoke did alright out of it but the taxpayers lost improvements of over

#### ONE MILLION AND A HALF DOLLARS

A direct and additional cost to facilitate getting another arena.

\*

#### ROAD CONFIGURATION:

The present acces to the Arena site is very poor. Try it yourself. I spoke with four Roadway engineers, one from the City, the kindest that was said about the design is that "...it would not be the design of choice..." It may have been expedient for the City, and incidentally beneficial to Chedoke, but it can hardly be said to be in the best interest of Hamilton taxpayers. As traffic increases, as inevitably it will, chaos will be the order of the day.

\*











1993 January 12

## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIRST** Report for 1993 and respectfully recommends:

1. (a) That the existing residential boulevard parking agreement registered as Instrument No. 16900 C.D. to the property at No. 58 Erie Avenue be discharged, at the property owner's expense; and  
(b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
2. (a) That the existing residential boulevard parking agreement registered as Instrument No. 22433 C.D. to the property at No. 942 Main Street East be discharged, at the property owner's expense; and  
(b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
3. (a) That the existing "No Stopping" corner clearance on the north side of King William Street which commences at Tisdale Avenue North and extends to a point 80 feet westerly therefrom, be shortened, such that the regulation commences at Tisdale Avenue North and extends to a point 43 feet westerly therefrom; and  
(b) That the existing "No Stopping" corner clearance on the south side of King William Street which commences at Tisdale Avenue North and extends to a point 70 feet easterly therefrom, be shortened, such that the regulation commences at Tisdale Avenue North and extends to a point 43 feet easterly therefrom; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.



4. (a) That a "No Stopping" regulation be implemented on the east side of Princeton Drive commencing at Margate Avenue and extending to a point 101 feet southerly therefrom; and  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
5. (a) That "No Stopping" regulations be implemented:
  - on the east side of Queen Victoria Drive commencing at the north leg of Quaker Crescent and extending to a point 68 feet southerly therefrom; and
  - on the east side of Queen Victoria Drive commencing at the south leg of Quaker Crescent and extending to a point 57 feet northerly therefrom; and
  - on the east side of Queen Victoria Drive commencing at the south leg of Quaker Crescent and extending to a point 68 feet southerly therefrom; and
  - on the south side of Queen Victoria Drive commencing at Quinn Avenue and extending to a point 45 feet easterly therefrom; and
  - on the south side of Queen Victoria Drive commencing at Quinn Avenue and extending to a point 45 feet westerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
6. (a) That a "No Stopping" regulation be implemented on the south side of Nugent Drive (south leg) commencing at Nash Road and extending to a point 82 feet westerly therefrom; and  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
7. (a) That the existing "One Hour Parking Time Limit, 8:00 a.m. to 8:00 p.m., Monday to Friday" regulation on both sides of Nancy Street between Queensdale Avenue East and Everton Place, be removed; and  
  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.



8.
  - (a) That a "Permit Parking" regulation be implemented on the west side of Hughson Street North between Wood Street East and Macauley Street East; and
  - (b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to each of the first eleven eligible applicants residing in the block to a maximum of eleven permits; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
9.
  - (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation in conjunction with an "Alternate Side Parking" regulation be implemented on both sides of Cartier Crescent from end to end such that parking is prohibited:
    - on the south and west sides of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and
    - on the north and east sides of the street from the 16th to the last day of April, May, June, July, August, September, October and November; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
10.
  - (a) That a "No Stopping" regulation be implemented on the west side of Geneva Drive commencing at a point 11 feet north of the public walkway between Nos. 30 and 34 Geneva Drive and extending to a point 36 feet southerly therefrom; and
  - (b) That a "No Stopping" regulation be implemented on the east side of Geneva Drive commencing at a point 5 feet north of the public walkway between Nos. 29 and 33 Geneva Drive and extending to a point 20 feet southerly therefrom; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
11.
  - (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of Geneva Drive between Delmar Drive and Bendamere Avenue; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.



12. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation in conjunction with an "Alternate Side Parking" regulation be implemented on both sides of Delmar Drive/Daytona Drive commencing at Bendamere Avenue and extending to the northerly end of the street such that parking is prohibited:
  - on the east side of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October and November; and
  - on the west side of the street from the 16th to the last day of April, May June, July, August, September, October and November; and
- (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the south side of Delmar Drive between Geneva Drive and Daytona Drive; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
13. (a) That the following streets be deleted as "Through Streets" in order to allow parking to occur overnight:

Upper Kenilworth Avenue from Limeridge Road to Mohawk Road  
Beach Road from Gage Avenue to Ottawa Street  
Sherman Avenue from Delaware Avenue to Cumberland Avenue
- (b) That a "No Parking, 8:00 a.m. to 12:00 noon, second Thursday of each month, April to November" regulation be implemented on the west side of Sherman Avenue from Delaware Avenue to Cumberland Avenue; and
- (c) That a "No Parking, 8:00 a.m. to 12:00 noon, second Wednesday of each month, April to November" regulation be implemented on the east side of Sherman Avenue from Delaware Avenue to Cumberland Avenue; and
- (d) That the City Traffic By-law No. 89-72 be amended accordingly.
14. (a) That all-way stop control be implemented at the intersection of Jackson Street West and Ray Street South; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.



1993 January 12

15. (a) That a "No Stopping, Wheelchair Loading Only, 10:00 a.m. to 9:00 p.m., Monday to Friday" regulation be implemented on the south side of South Bend Road East commencing at a point 280 feet east of East 16th Street and extending to a point 36 feet easterly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
16. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing:

The application of Kepic Wrecking Inc. (79 Oak Hill Drive, Brantford Ontario, N3T 1R3) to temporarily close Jackson Street East between Bowen Street and Catharine Street South on Thursday, 1992 December 3 from 9:00 a.m. to 1:00 p.m. to place a crane on City road allowance, subject to the following conditions:

- (a) That approval from Regional Police Services be received;
- (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the City of Hamilton and holding the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
- (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
- (d) That all barricading be supplied by and at the expense of the applicant;
- (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadway, if deemed necessary by the Director of Traffic Services;
- (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the road, to the satisfaction of the City and at the expense of the applicant;
- (g) That no property owner or resident within the barricaded area be denied access to their property upon request;
- (h) That all property owners and tenants along the closed portion of the route be notified of the closure by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.



17. (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law to stop up, close and sell the road allowance of Belview Avenue, from 25 m south of Barton Street to the southerly limits;
- (b) That the Commissioner of Transportation/Environmental Services, on behalf of the City as the applicant, prepare and register a reference plan under the Registry Act, to delineate the manner in which the proposed closed road allowance is to be disposed of;
- (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act;
- (d) That the City of Hamilton provide an easement to the Region for the existing 155 mm watermain, 300 mm sanitary sewer and 525 mm storm sewer in the proposed closure area;
- (e) That the City of Hamilton provide a 2.0 metre easement to Union Gas for their underground plant consisting of a 114.3 mm gas main on the west side of Belview Avenue and a 42.2 mm gas main crossing Belview Avenue within the closure limits;
- (f) That the City of Hamilton provide an easement to Hamilton Hydro-Electric System for pole, transformers and overhead wire in the proposed closure area;
- (g) That the City of Hamilton provide an easement to Bell Canada for buried cables in the closure area;
- (h) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law, pursuant to Section 301 of the Municipal Act, R.S.O. 1980;
- (i) That the Law Department prepare a Use Agreement with the owner of the abutting industrial property based on the participation of the City and Glendale Spinning Mills in the proposed solution, for removal of tracks and placement of a hard surface on the CP Rail lands;
- (j) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.



18. (a) That the following City land be incorporated into the street in order to complete the final street width or provide access and hook-ups to newly registered subdivision developments:

Mark Place - Plan 62M-409 and Mark Place Plan 62M-452

- (b) That the by-law to carry out the incorporation of the said land into the foregoing street be enacted by City Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-law.
19. (a) That the portion of Section 35 of the Eighth Report of the Transport and Environment Committee adopted by City Council on 1992 July 28, which refers to the approval of engineering schedules for "Rymal Square Estates - Phase 3", Hamilton be amended to show a reduction in the City share of services from \$62,625.60 to a City share of \$59,627.38.

- (b) That the revised schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated cost of services in:

"RYMAL SQUARE ESTATES - PHASE 3", Hamilton

City's Share \$ 59,627.38      Subdivider's Share \$61,564.42

- (c) That the portion of Section 36 of the Tenth Report of the Transport and Environment Committee adopted by City Council on 1992 July 28, which refers to the approval of the City granting a sewer easement to the Region over City parklands in connection with the development of "Rymal Square Estates - Phase 3", Hamilton be amended to show the easement width being reduced from 6.0 metres in width to 4.5 metres in width.
- (d) That the City of Hamilton accept from the Developer, \$6,675. as the cash payment for the fair market value of the sewer easement, the value has been estimated by the City of Hamilton Property Department, Real Estate Division. These monies shall be collected under the City of Hamilton Subdivision Agreement for "Rymal Square Estates - Phase 3".



20. (a) That the construction of concrete sidewalks and curbs and a finished roadway on Forbs Street from approximately 40 m south of Blossom Lane to approximately 57 m southerly, adjacent to the proposed Blossom Estates Subdivision, proceed as local improvements pursuant to Section 12 of the Local Improvement Act at an estimated gross cost of \$47,400. with a City's Share of \$15,540. and an Owner's Share of \$31,860. all as provided in the 1992 portion of the 1992 - 2001 Capital Budget; and
- (b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and
- (c) That the Senior Director of Roads be authorized to construct these works on behalf of the City once all the necessary approvals have been received; and
- (d) That the City Clerk and City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.
21. (a) That the following changes be made in the maximum charges per metre of frontage for Local Improvement construction:

		Maximum Charge per Metre of Frontage	
<u>Item</u>		<u>Existing 1992</u>	<u>Proposed 1993</u>
i.	Curb Only	\$ 80.	\$ 53.
ii.	Sidewalks Only	\$ 80.	\$ 89.
iii.	Sidewalks and Independent Curbs or Combined Sidewalks and Curbs	\$137.	\$121.
iv.	Roadway Only	\$223.	\$222.
v.	Alleys	\$ 93.	\$ 95.
vi.	Roadway and Curbs Only (Industrial Subdivisions)	\$306.	\$290.

- (b) That the City Solicitor be authorized and directed to amend the Local Improvement By-Law.



1993 January 12

22. That a purchase order be issued to 3M Canada Inc., London, for the supply and delivery of reflective sheeting as and when required during 1993 by the Traffic Department, at the unit prices attached, being the only tender received, in accordance with specifications issued by the Manager of Purchasing Vendor's tender, and that this expenditure be financed through Traffic Sign Materials Account No. CH56154 75999.
23. That a purchase order be issued to Valmont Industries Inc. Ajax, for the supply and delivery of Traffic Poles and Arms as and when required during 1993, being the lowest of four tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through Traffic Signal Materials Account No. 56152 75999.
24. That the City Solicitor be authorized and directed to prepare a by-law to amend Streets By-law No. 86-77 Respecting Signs in an effort to reduce the amount of litter produced when posters are affixed to poles for submission to City Council.
25.
  - (a) That a School Crossing Guard be assigned to the intersection of Bendamere Avenue and Upper Paradise Road during the morning and evening school crossing periods only on a permanent basis; and
  - (b) That the School Crossing Guard located at the mid-block traffic signal on Limeridge Road West at St. Jerome's Separate School, be removed.
26.
  - (a) That the Chairperson or his designate be authorized to attend the First Canadian Urban Forests Conference - New Directions, to take place on 1993 May 30 to 1993 June 2 in Winnipeg, Manitoba.
  - (b) That costs for attendance be allocated to Aldermen Travel Account.
27. That leave be granted to introduce the following Bills:
  - (a) **A-1** By-law to Amend By-law No. 84-35 to Provide For:  
Maintaining Land in a Clean and Clear Condition
  - (b) **A-2** By-law to Amend Local Improvement By-law No. 10605 respecting  
Revised Costs to the Corporation for the Installation of Local  
Improvements



**1993 January 12**

- (c)   **A-3**    By-law to Amend Streets By-law No. 86-77 Respecting Signs
- (d)   **A-4**    By-law to Incorporate Block 25, Plan M-409 into Mark Place
- (e)   **A-5**    By-law to Amend Traffic By-law No. 89-72, Parks By-law No. 89-74
- (f)   **A-6**    By-law to Amend By-law No. 89-72 to Regulate Traffic
- (g)   **A-7**    By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN H. MERLING, CHAIRMAN**  
**TRANSPORT AND ENVIRONMENT COMMITTEE**

**1993 January 4**











1993 January 12

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIRST** Report for 1993 and respectfully recommends:

1. That the 1992 Pan Am Judo Championships estimated overdraft of approximately \$5,000. be carried over to the budget provision for the 1993 World Judo Championships.
2. That the landscaping improvements for the Stirton Street Tot Lot be implemented as outlined in Appendix "A" attached hereto, at a cost of \$28,000. and being fully funded by Ontario Hydro.
3. That the City Treasurer be directed to close the following Capital Project account(s) with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed to Date	Balance Available	Source of Financing
628641001	Chedoke Golf Course - Storage & Work Shop	161,000.00	9,270.01	151,729.99	Capital Levy & Reserve for Capital Unclass
TOTAL		161,000.00	9,270.01	151,145.53	



1993 January 12

4.
  - (a) That staff be authorized to seek the approval of the Ministry of the Environment to install pedestrian lights, park benches and litter containers on the Harbourfront Park within the context of the Ministry's prior approval to remediate this site as passive green space.
  - (b) That staff be authorized to seek the approval of the Ministry of the Environment to open Harbourfront Park for public use, upon completion of the remediation work.
  - (c) That the perimeter roadway at Harbourfront Park, used for construction access for the shoreline protection works, be retained and paved as a pedestrian walkway.
  - (d) That prior to the opening of the site to the public, the appropriate signage be posted on the site indicating that development plans for Harbourfront Park are being prepared.
5.
  - (a) That an Offer to Purchase, executed by officials of the Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on 1992 November 20, and scheduled for closing on or before 1993 April 23, for the purchase by the Board of Part of Lots 17 and 18 Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, together with a 66 foot right-of-way over Part 3 on Plan 62R-1297 L.T. for ingress and egress, as described in Instrument No. 230565 H.L. and the funds derived from this sale of \$4. be credited to Account No. CH4X501 00201 (Revenue for Parklands).
  - (b) That it is understood and agreed that:
    - i. the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
    - ii. the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;



1993 January 12

- iii. the City shall pay the Board's Land Transfer Tax;
- iv. for the purpose of Land Transfer Tax the Vendor and Purchaser agree that the value of the land being exchanged is the same, namely the sum of \$1,164,000.;
- v. this Offer to Purchase is subject to the City of Hamilton accepting an Option to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 315 Stone Church Road West by the City. The said Option to Purchase and this Offer to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other; and
- vi. the City will make the extension of Claudette Gate, from Garth Street to the subject lands, a condition of approval of the development of lands north and south of the said extension and no one foot reserve will be established at the end of such extension abutting the subject lands, so that the Board shall have access to such extension as an alternate access to the right-of-way to Stone Church Road.

The closing of this Transfer to the Board of Education for the City of Hamilton is conditional upon the transfer to the City of Hamilton by the Board provided for in the Option to Purchase referred to above.

- (c) That an Option to Purchase, executed by officials of the Board of Education for the City of Hamilton (Margaret Cunningham, Chairman and P. Shewfelt, Superintendent of Finance) on 1992 November 20, and scheduled for closing on or before 1993 April 23, for the purchase by the City of Part of Lot 17, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, containing 14.55 acres (5.88 hectares) more or less, and the purchase price of \$4. be charged to Account No. CH5X306 00201 (Reserve for Parklands).



- (d) That it is understood and agreed that:
- i. the exact equal area to be exchanged will be determined by a survey prepared by the Regional Surveyor, at the expense of the City;
  - ii. the City agrees to pay the Board's reasonable legal fees, provided the account for legal services, the hourly rate and hours incurred are satisfactory to the City Solicitor;
  - iii. the City shall pay the Board's Land Transfer Tax;
  - iv. this Option to Purchase is subject to the City of Hamilton accepting an Offer to Purchase executed by the Board of Education for the City of Hamilton officials for the purchase of part of the property at 319 Stone Church Road West by the Board. The said Offer to Purchase and this Option to Purchase are to be accepted by City Council concurrently and both properties are to be finalized contemporaneously with each other.

The closing of this Transfer to the City is conditional upon the transfer to the Board of Education for the City of Hamilton provided for in the Offer to Purchase referred to above.

- (e) That the Mayor and City Clerk be authorized and directed to execute all the necessary documents.
6. (a) That an Offer to Purchase, executed by officials of the Regional Municipality of Hamilton-Wentworth on 1992 December 7 and scheduled to close on or before 1993 April 2, for the purchase by the Region of vacant lands being composed of Block C, Plan M-187, containing 0.919 hectares (2.270 acres), shown as Part 10 on Plan 62R-11687, be approved and completed and the funds derived from this sale of \$130,000. be credited to Account No. CH4X501 00201 (Reserve for Parkland Acquisition). Subject property is required for the Red Hill Creek Expressway and forms part of the property known as 1158 Upper Gage Avenue.
- (b) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



1993 January 12

7. (a) That a purchase order be issued to Bermingham Construction Limited, Hamilton, in the amount of \$129,959. including all taxes and contingencies, to supply and install Tugboat Playground Structure at Pier 4 Park, being the lowest of five proposals received in accordance with specifications issued by the Manager of Purchasing and Vendor's submission, and be financed through Pier 4 Park, Harbourfront Account No. CF5200 419154007.
- (b) That a contract be entered into satisfactory to the City Solicitor.
- (c) That, as this work should commence before ice interference, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the Chief Administrative Officer and that any action taken under this provision to be reported to the next regular meeting of City Council".

**Respectfully Submitted,**

**ALDERMAN T. JACKSON, CHAIRPERSON  
PARKS AND RECREATION COMMITTEE**

**Kevin C. Christenson  
Secretary**

**1993 January 5**



DEPARTMENT OF PUBLIC WORKS PARKS DIVISION  
CITY OF HAMILTON  
WILSON & STIRLING PARK SITE  
PLANNING & DESIGN DIVISION  
DATE: APRIL 1991  
SCALE: 1" = 20'  
PREPARED BY: T. BEANT  
REVISED: NOV. 1992

STIRLING STREET  
WILSON STREET  
PARKING AREA  
SOFTS GUTWEED  
CHAIN LINK FENCE  
FURNITURE STORE  
WATER SUBSTATION  
PATHWAY  
CONCRETE CURB  
DILUTED NO. 8  
REMOVE EXISTING ASPHALT PATHWAY  
REMOVE EXISTING POPLAR TREES  
10 EMERALD QUEEN MAPLE  
CUT & REMOVE BROKEN SECTION OF BENCH  
SUPPLY & INSTALL CHAIN LINK FENCE 6' HIGH (SEE NOTE)  
SUPPLY & INSTALL 4 BENCHES  
EXCAVATE, SUPPLY & INSTALL CONCRETE CURB  
EXCAVATE, SUPPLY & INSTALL DILUTED NO. 8  
EXCAVATE, SUPPLY & INSTALL ASPHALT PATHWAY

NOTE: SAWYER'S REPORT NO. 10  
WILSON & STIRLING PARK SITE  
6' HIGH

002  
V. 10-15











1993 January 12

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIRST** Report for 1993 and respectfully recommends:

1. (a) That By-law No. 92-056 appointing the Ottawa Street B.I.A. Board of Management be amended to delete the following name:  
  
Lynne Zarubiak    Deblynn's Hair Salon
- (b) That in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, City Council appoint the following persons to hold office as a member of the Ottawa Street Business Improvement Area:  
  
Gaston LeBay      Woodhouse Furniture  
Michael Keir      Surplus Plus Discount Store
- (c) That the City Solicitor be authorized and directed to amend By-law No. 92-056 pursuant to (a) and (b) above.
2. (a) That the 1993 operating budget of the Ottawa Street B.I.A. attached hereto and marked as Appendix "A" be approved in the amount of eighty-seven thousand dollars (\$87,000.); and,
- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220 of the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and,
- (c) That the following Schedule of Payments for 1993 be approved:  
  

January 01	\$43,500.
June 01	\$21,750.
October 01	\$21,750.

NOTE: 1992 levy arrears will be deducted from the first payments for 1993.



3. (a) That By-law No. 92-057 appointing the International Village B.I.A. Board of Management be amended to delete the following names:
- |              |                |
|--------------|----------------|
| Jim Lyons    | The Card Shark |
| Shakiel Baig | Rock 'N Tees   |
| Bob Siromsky | Bad Bob's      |
- (b) That in accordance with the provisions of subsections 6 and 8 of Section 220 of the Municipal Act, R.S.O. 1990, City Council appoint the following persons to hold office as a member of the International Village Business Improvement Area:
- |                |                    |
|----------------|--------------------|
| Paul Kircos    | Alexanian Carpets  |
| Lawrence Payne | Payne Music        |
| Gord Thompson  | Thompson Jewellery |
- (c) That the City Solicitor be authorized and directed to amend By-law No. 92-057 pursuant to (a) and (b) above.
4. (a) That the 1993 operating budget of the International Village B.I.A. attached hereto and marked as Appendix "B" be approved in the amount of sixty-two thousand one hundred and thirteen dollars (\$62,113.); and,
- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and,
- (c) That the following Schedule of Payments for 1993 be approved:
- |            |           |
|------------|-----------|
| January 01 | \$31,057. |
| October 01 | \$31,056. |
- NOTE: 1992 Levy Arrears will be deducted from the two payments for 1993.
5. That the Mayor and City Clerk be authorized to sign the Provincial/Municipal Agreement for the North End East and West P.R.I.D.E. Anti-Recession Programme.
6. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of three hundred and seven dollars (\$307.) be approved for Susan Henry, 106 Clinton Street, Hamilton. The interest rate will be 8 per cent amortized over two years.



7.
  - (a) That the request of 800064 Ontario Inc., to remove part-lot control from Lots 2-18 inclusive, "Claudette Gardens - Phase 1" plan of subdivision, 62M-719, be approved;
  - (b) That a by-law to remove part-lot control from Lots 2-18, inclusive, "Claudette Gardens - Phase 1" plan of subdivision, be enacted by Council;
  - (c) That following enactment of this by-law, that the Regional Municipality of Hamilton-Wentworth (as delegates of the Minister of Municipal Affairs) be requested to grant approval to the by-law and endorse the same on the by-law; and
  - (d) That following completion of the conveyances being permitted by the said by-law to remove part-lot control, a by-law be enacted to repeal the said by-law.
8. That Zoning Application 92-33, Elia Homes 810379 Ontario Inc., owner, requesting a change in zoning from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District, to permit the development of the subject lands for two (2), 2 storey, 4 unit multiple dwellings and one (1), 2 storey, 6 unit multiple dwelling for the property located at 1324 Upper Sherman Avenue, shown on the attached map marked as Appendix "C", be denied for the following reasons:
  - (a) it conflicts with the intent of Official Plan, in that it would be incompatible with existing and proposed development in the immediate area in terms of bulk, scale, gradation and arrangement, which would ultimately contribute to an undesirable housing mix;
  - (b) it conflicts with the intent of the approved Rushdale Neighbourhood Plan which designates the property "Attached Housing" (i.e., approx. 9 units). In this regard the proposal represents "Low Density Apartments" (i.e., 14 units or approx. 25 units per acre);
  - (c) approval of the application is premature pending consolidation with the adjoining lands to the south (i.e., 1328 Upper Sherman Avenue) in order that these lands can be developed on a comprehensive basis; and,
  - (d) approval of the application may encourage other similar applications which, if approved, would undermine the intent of the Neighbourhood Plan and change the character of the established residential area.



9. That approval be given to amended Zoning Application 92-43, Citsalp Industrial Plastics Limited, owner, requesting a change in zoning from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District modified to permit limited commercial uses, for property located at 331 Hunter Street West, as shown on the attached map marked as Appendix "D", on the following basis:
- (a) That the subject lands be rezoned from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "G" (Neighbourhood Shopping Centre, etc.) District;
  - (b) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations as set out under Section 13 of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variances as special requirements:
    - i. That notwithstanding Section 13(1) of By-law No. 6593, only the following uses shall be permitted:
      - 1) general offices;
      - 2) a photographer's or artists studio, but not including a motion picture studio;
      - 3) a barber shop, hairdressing establishment, or beauty parlour;
      - 4) a collecting and distributing station for a laundry or dry cleaner;
      - 5) a variety store;
      - 6) a shoe repair shop;
      - 7) a retail clothing store; and,
      - 8) a business identification sign in accordance with Clause (xv).
    - ii. That notwithstanding Section 13(3) of By-law No. 6593, the following minimum yards shall apply:
      - a) front west 1.5 metres (Locke Street), except a minimum of 3.0 metres shall be provided and maintained along the westerly lot line within 6.0 metres of the northerly lot line;



- b) side north 1.5 metres (Hunter Street);
  - c) side south 7.2 metres; and,
  - d) side east 1.5 metres.
- iii. That notwithstanding Sections 18A, the following will be required:
- a) a landscaped planting strip of not less than 1.5 metres shall be provided and maintained where the lot adjoins a residential district;
  - b) a landscaped planting strip of not less than 1.5 metres shall be provided and maintained along Hunter Street and Locke Street, except for access driveways; and,
  - c) a visual barrier of not less than 1.2 metres in height and not more than 2.0 metres in height shall be provided and maintained where the lot adjoins a residential district, except no visual barrier shall be situated less than 3.0 metres distance from the front lot line.
- iv. That notwithstanding Section 18A(26) an access driveway shall be located not less than 1.5 metres from the southerly side yard.
- a) That the amending By-law be added to Section 19B of Zoning By-law No.. 6593 as Schedule S-1299, and that the subject lands on Zoning District Map W-13 be notated S-1299;
  - b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, and Zoning District Map W-13 for presentation to City Council;
- (c) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,
- (d) That the Kirkendall North Neighbourhood Plan be amended to redesignate the subject lands from "Single and Double Residential" to "Commercial".
10. (a) That \$500,000. from the Commercial Improvement Programme be used to Implement a new commercial loan programme for the upgrading of the interior of commercial buildings located in Business Improvement Areas, (B.I.A.'s);



- (b) That the funds be incorporated into the existing Commercial Facade Programme which was previously limited to the exterior of the buildings located in B.I.A.'s;
  - (c) That the Building Department be responsible for the Implementation of the Programme as per Appendix "E"; and,
  - (d) That the City's Law Department be directed to prepare the necessary Implementation By-law for a Commercial Loan Programme under Section 28 or Section 22 of the Planning Act.
11. That staff be directed to represent the City at an Ontario Municipal Board Hearing respecting a variance and a consent application for 20 Adair Avenue South, Hamilton, on 1993 January 27.
12. That the Chairperson of the Planning and Development Committee or his delegate be authorized to attend the American Planning Association's 1993 Conference to be held in Chicago, U.S.A. from 1993 May 1-5.
13. That leave be granted to introduce the following Bills:
- (a) Bill C-1 A By-law to adopt the North End East and West Community Improvement Plan
  - (b) Bill C-2 A By-law to Amend Zoning By-law No. 6593 respecting land located at Municipal Nos. 664-682 Concession Street
  - (c) Bill C-3 A By-law to Designate the land located at Municipal No. 10 John Street South as a property of Historic and Architectural Value and Interest
  - (d) Bill C-4 A By-law to Amend By-law No. 6593 respecting Land located at Municipal No. 719 Knox Avenue
  - (e) Bill C-5 A By-law to establish Site Plan Control respecting land located at Municipal No. 719 Knox Avenue
  - (f) Bill C-6 A By-law to Amend Zoning By-law No. 6593 respecting land located at the rear of Municipal No. 614 StoneChurch Road East.



1993 January 12

- (g) Bill C-7 A By-law to Remove Land within the "Claudette Gardens - Phase 1" Subdivision, Plan 62M-719 from Part Lot Control

Respectfully submitted,

ALDERMAN DON DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Charlene J. Coutts, Acting Secretary  
1993 January 6



1993 January 12

Appendix "A" referred to  
in Section 2(a) of the FIRST  
Report of the Planning and  
Development Committee for 1993

OTTAWA STREET R.I.A. APPROVED 1993 BUDGET

Budget Item	Total \$	%
<b>Rent</b>		
12 months @ \$470 + 7% GST	6,050	6.95
Realty taxes (yearly)	1,500	1.72
<b>Utilities</b>		
Hydro - office, 12 months @ \$125.00	1,500	1.72
Telephone - 3 lines @ 41.60, 12 months	1,500	1.72
- long distance calls, 12 months	500	.57
<b>Insurance</b>		
Total coverage includes: Liability, vandalism fire, computers, office equipment and special events	800	.91
<b>Office Supplies</b>		
Paper, pens, letterhead, capital newsletters, postage and sundries	2,000	2.29
<b>Office Equipment</b>		
Photocopier		
Lease	\$2,800.00	
Service Contracts	\$1,100.00	
	-----	
	3,900	4.48
Typewriters		
2 service contracts	500	.57
<b>Membership Fees</b>		
Ontario Downtowns Inc.	700	.80
<b>Wages</b>		
Manager's Contract	15,300	17.58
(Receiver General, travel etc.)	1,500	1.72
Administrative Assistant Contract	3,000	3.44
(1 day per week x 7 hours per day)		
<b>Advertising</b>		
	17,600	20.22
<b>Beautification</b>		
Street Cleaner's Contract	6,000	6.89
(4 days x 6 hours x \$7.50 x 30 weeks)		
Street Cleaner supplies - bags, brooms, etc.	750	.86
Garbage Removal	800	.91
<b>Lighting Secondary</b>		
Maintenance & Hydro for lights in trees	5,100	5.86
<b>Other Costs include:</b>		
Bank Charges	250	
Workers Compensation	100	
Yearly audit of books	650	
	1,000	1.14
<b>Contingency Fund</b>		
19.54 percent	17,000	19.54
<b>Total</b>	87,000	100.00



1993 January 12

Appendix "B" referred to  
in Section 4(a) of the FIRST  
Report of the Planning and  
Development Committee for 1993



APPROVED - BUDGET  
JANUARY 1 - DECEMBER 31, 1993

	GROSS COST	*RECOVERABLE FROM GRANT	NET COST
<b>OPERATION</b>			
RENT	\$ 4 200	\$ 900	\$ 3 300
UTILITIES			
HYDRO-PHONE	1 450	760	690
EQUIPMENT	428	400	28
SUPPLIES	1 500	400	1 100
(INCL. POSTAGE)			
BANK CHARGES	300	175	125
	<u>\$ 7 878</u>	<u>* \$ 2 635</u>	<u>\$ 5 243</u>
<b>WAGES</b>			
EXEC. DIRECTOR	\$20 200	*\$ 3 920	\$16 280
WAGE COSTS	<u>2 048</u>	<u>408</u>	<u>1 640</u>
	\$22 248	*\$ 4 328	\$17 920
LESS TRAINING REVENUE ED		<u>1 000</u>	<u>(1 000)</u>
	<u>\$22 248</u>	<u>*\$ 5 328</u>	<u>\$16 920</u>
INSURANCE	665		665
AUDIT FEES	285		285
ADVERTISING & PROMOTIONS	30 000		30 000
LIGHTING GRANT		<u>1 000</u>	<u>(1 000)</u>
	<u>\$30 950</u>	<u>\$ 1 000</u>	<u>\$29 950</u>
TOTAL	<u>\$60 776</u>	<u>* \$ 7 963</u>	<u>\$52 113</u>
			<u>10 000</u>
			<u>\$62 113</u>

\*\* CHARGEBACK ON 1992 UNCOLLECTED LEVIES

**NOTES**

\* Grant Revenue shown is based on a current Federal Training Grant  
in place until April 15, 1993.

We will be applying for a second Federal Grant to run from  
May 1st, 1993 until December 31, 1993.

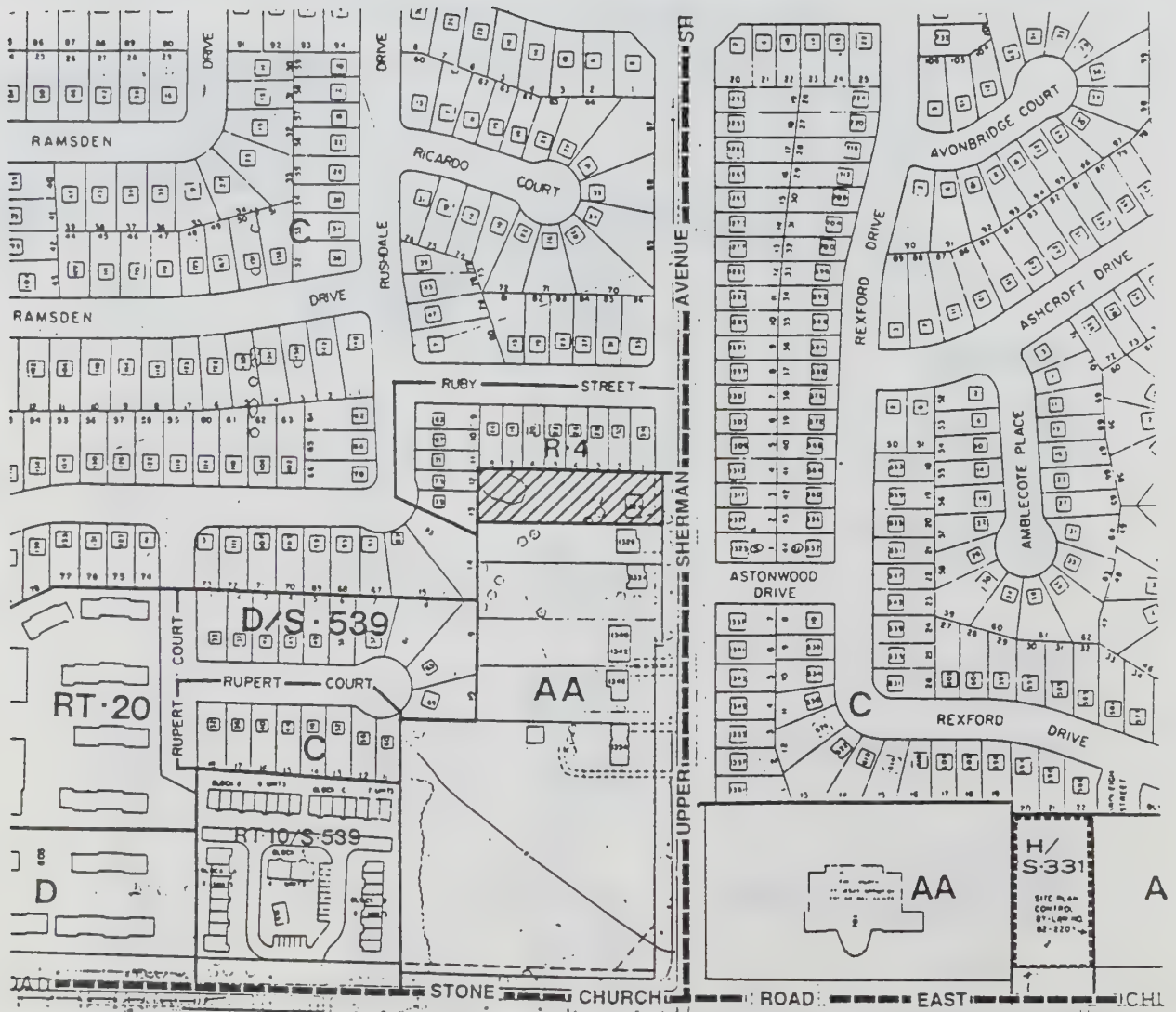
The operational and wage dollars recoverable HAVE NOT been  
included in this proposed budget.

\*\*\* Levies outstanding for 1992 as at October 31, 1992  
are \$ 13 528  
Less Collectable (by History)  
before December 31, 1992 C-9 5 959  
BALANCE \$ 7 659



1993 January 12

Appendix "C" referred to  
in Section 8 of the FIRST  
Report of the Planning and  
Development Committee for 1993



Legend

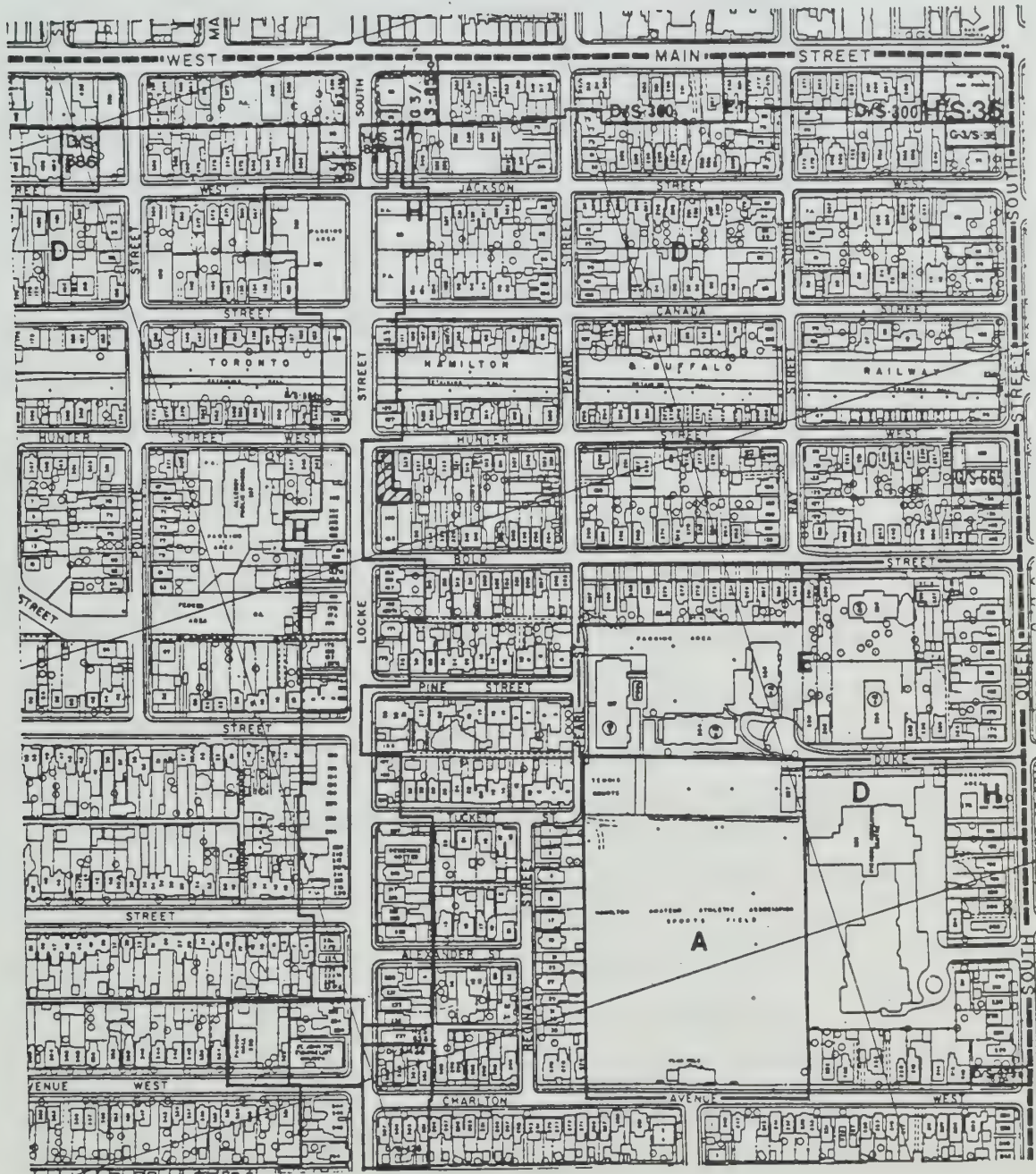


Site of the Application





Appendix "D" referred to in Section 9 of the FIRST Report of the Planning and Development Committee for 1993



ZA-92-43



1993 January 12

Appendix "E" referred to  
in Section 10(c) of the FIRST  
Report of the Planning and  
Development Committee for 1993

### COMMERCIAL LOAN PROGRAMME

- Both owners and tenants eligible.
- Maximum loan for Interior work \$10,000. per municipal address.
- If owner/occupant maximum loan \$45,000. facade and \$30,000. Interior for \$75,000. on three businesses.
- Loan rate one half City's prime amortized over maximum 10 years.
- Loan secured by Promissory Note and Lien registered on Commercial property or if renting a Lien would be place on any real property. The owner must have at least 20% equity in real property before loan will be approved.
- B.I.A. levy and business taxes must be current and if owner occupied the property taxes must be current.
- B.I.A. must be in existence for at least one year and levy must average \$100. per business.
- B.I.A. will prepare a recommendation on loan which will be sent to the Planning and Development Committee along with Department's recommendation.
- All money collected on repayment will be placed in recyclable account in order to continue the Programme.
- If business owner has no real property a maximum loan of \$2,000. will be provided as it will only be secured by Promissory Note. Admortization period will be maximum of 3 years. (At 3 years at 3% monthly payment, \$58.16)
- Department charge 1 1/2 % or \$200. whichever is more as an administration fee. This will become an eligible expense on the application.
- The funds will be made available based on the number of businesses located in a B.I.A.

### ELIGIBLE ITEMS

- Interior fixtures including partitions.
- Interior decorating including lighting, painting, wallpaper, etc.
- "Built in" showcases, freezers, special plumbing, etc.
- Interior signage.
- Each application will be based on own merits but those items deemed chattels will not be eligible, (tables, desks, chairs, cash registers, etc.,).











1993 January 12

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIRST** Report for 1993 and respectfully recommends:

1. That approval be given to the request of SHAIR International Resource Centre to display information on SHAIR, consisting of a logo and pamphlets, in the first floor foyer at City Hall for a three week period in 1993 January.
2.
  - (a) That approval be given to the request of Westdale Secondary School to use the east and west areas of the second floor foyer for a display of student work from 1993 May 03 - May 15.
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
3.
  - (a) That approval be given to the action taken by the City Clerk in authorizing the Santa Sock '92 Campaign to use the second floor foyer from 12:00 noon to 1:00 p.m. on Tuesday, 1992 December 22 for their annual ticket drawing ceremony.
  - (b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
4. That as referred to in Section 20 of the First Report for 1993 of the Transport and Environment Committee, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct concrete sidewalks and curbs and a finished roadway on Forbes Street from approximately 40m south of Blossom Lane to approximately 57m southerly at an estimated gross cost of \$47,400. with a City's share of \$15,540. to be financed from 1992 Capital Levy and the balance of \$31,860., being the Owner's share, to be financed by the issuance of debentures for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$31,860. for a term not to exceed 20 years for the above project.
5. That the City be authorized to temporarily borrow monies to meet current budget expenditures for 1993 pending receipt of current revenues.



1993 January 12

6. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
a) 319041005	Ada Pritchard Apts. Heating & Elect.System Repairs	\$165,000.00	\$ 126,440.11	\$ 38,559.89	RCP

**RCP - Reserve for Capital Projects**

7. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1992 December 16, attached herewith and marked Appendix "A", be approved.
8. That the contract settlement of the Mechanical Contractors Association of Hamilton and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, Local Union 67, be received pursuant to the Fair Wage Policy of the City of Hamilton.
9. That the contract settlement of the Ontario Sheet Metal and Air Handling Group and Sheet Metal Workers International Association, Local Union 537, be received pursuant to the Fair Wage Policy of the City of Hamilton.
10. That the contract settlement between the Carpenters Employer Bargaining Agency and The Ontario Provincial Council, United Brotherhood of Carpenters and Joiners of America, Local 18, be received pursuant to the Fair Wage Policy of the City of Hamilton.
11. (a) That the Manager of Internal Controls be authorized to continue his participation in the Taxation Data Base Project until the project has been successfully implemented; and,
- (b) That the incumbent's existing salary, Level "G" of the non-union salary schedule, which was approved by City Council on 1990 December 11, be continued for the term of the Project.



1993 January 12

12. That the following resolution from the Town of Newmarket respecting Provincial Municipal Relations, be received:

WHEREAS the Provincial Government has undertaken initiatives in matters such as the imposition of a landfill site in York Region to serve another municipality, municipal conflict of interest, open local government, apartments in houses and disentanglement which are matters for which local municipal councils are responsible or in which local municipal councils have a considerable interest;

AND WHEREAS these initiatives collectively and individually are evidence that the Provincial Government does not have confidence in local municipal government;

AND WHEREAS local municipal government is better able to be aware of the needs and interests of taxpayers;

AND WHEREAS local municipal councils are more directly accountable to their electorate as a consequence of mandatory municipal elections held every three years;

AND WHEREAS taxpayers look to their local municipal councils for assistance and believe they are accountable for the kinds of matters hereinbefore set out;

AND WHEREAS the Provincial Government cannot be responsible and has shown little interest in hearing or considering the local municipal council message;

AND WHEREAS local councils believe the apparent loss of confidence by the Provincial Government in the ability or willingness of local government to respond responsibly to these kinds of matters is not justified;



1993 January 12

BE IT THEREFORE RESOLVED by the Municipal Council of the Corporation of the Town of Newmarket;

THAT the Provincial Government be asked to refrain from implementing any initiatives impacting upon matters of local municipal concern such as land use planning, municipal conflict of interest, disentanglement, amendments to the Municipal Act, and the provision of landfill sites in municipalities to serve other municipalities until there has been meaningful and constructive consultation with local municipalities and that the Provincial Government be advised that local councils do not consider provincial initiatives in these areas to be in the public interest and further that they interfere inappropriately in the traditional mandate and areas of responsibility of local government;

AND THAT this resolution be circulated to all municipalities in the Province of Ontario with a request for endorsement which, if approved, be forwarded to the Premier of Ontario, the Minister of Municipal Affairs, the Minister of Housing and the local area Member of Provincial Parliament.

13. That the following resolution from the Corporation of the Township of Kingston respecting Disentanglement, be received:

THAT WHEREAS it is recognized that municipal government is the closest and the most accessible level of government with the trust and confidence of its residents; and,

WHEREAS through this trust the resident looks to its local government to represent them and provide the normal services they require in a planned, responsible and efficient manner that places people first; and,

WHEREAS municipal government is in the position to provide such services at the lowest cost; and,



1993 January 12

WHEREAS it is in the best interest of the Province, and its residents, to maintain a strong local government; and

WHEREAS the Province and the Association of Municipalities of Ontario have held discussions and consultations on Disentanglement, which will determine which level of government does what, who pays for what, and who is accountable for what and which may result in the Province paying 100% of some services and the municipalities paying 100% for others.

NOW THEREFORE BE IT RESOLVED that the Corporation of the Township of Kingston, by its Council, petitions the Minister of Municipal Affairs to ensure that the process of Disentanglement -

- (a) Must, in every case, result in the strengthening of local government; and,
- (b) Must enshrine the principle that it is not acceptable to remove municipal government from any program where they are now wholly or in part a provider of services to the residents;

AND FURTHER that copies of this resolution be sent to all municipalities in the Province of Ontario with populations of 5,000 or over as well as to the Premier of Ontario, all area M.P.P.'s and the Association of Municipalities of Ontario.

- 14. (a) That approval be given to retain the services of Hamilton Video & Sound to install an emergency voice evacuation system in City Hall at a cost of \$24,897.46; and,
- (b) That funding for this expenditure be charged to the Security Account in Capital Funds No. CF 319141004.



15. (a) That an Offer to Purchase, duly executed by Highridge Developments (Hamilton) Ltd. (Bruno Comegna, Treasurer and Bill Robinson, Secretary) on 1992 October 8, and scheduled for closing thirty (30) days after the enactment of a City rezoning by-law, and the successful completion of a land severance application in accordance with the Planning Act, but not later than 1994 October 1, for the purchase of the lands situated within the Regional Municipality of Hamilton-Wentworth, being composed of part of Lot 8, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, being irregular in shape, having a length of 54.693 metres (179.438 feet) more or less, by a maximum width of 29.914 metres (98.143 feet) more or less, comprising a total area of 0.14 hectares (0.346 acres) more or less, and shown as Part 1 on Registered Plan 62R-12308, be approved and completed and the funds derived from this sale of \$60,000. be credited to the following accounts: \$40,328.95 plus interest calculated at the prime rate, plus any costs associated with the closing of this transaction be credited to Account Number LB 5X999 00420 (Special Gift Fund); the remainder of the revenue \$19,671.05, less the aforementioned interest and costs, be credited to Account Number CH 4X501 00102 (Sale of Lands - Reserve for Property Purchases); and,
- (b) That a certified deposit cheque in the amount of \$3,000. be held by the City Treasurer pending Council approval; and,
- (c) That this Agreement be conditional upon the Purchaser agreeing to make the necessary applications for rezoning and severance within six (6) months time of acceptance of this Offer by the City; and,
- (d) That it be understood and agreed that upon acceptance of this Offer, the Purchaser acting as the City's agent, is authorized to apply for the necessary zoning change and land severance application; and,
- (e) That it be a condition of this Agreement that the Purchaser acknowledge that the City may develop for municipal purposes its lands adjacent to the subject lands. The Purchaser covenants and agrees, for itself, its heirs, assigns, and successors not to object in any way to the said development. The Purchaser agrees that it is hereby estopped from exercising any rights which may ordinarily accrue to it regarding the development proposed by the City by virtue of, and as part consideration of the purchase by it of the subject lands. Further, the Purchaser agrees to require the same covenant of non-objection it makes herein from its assigns, and in particular the eventual residential purchasers who would expect to occupy homes on the four (4) lots it is expected will be created by severance and built upon; and,



1993 January 12

- (f) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
16. That the City of Hamilton settle Ontario Court (General Division) Action No. 25515/91 on the following terms:
- (a) That the City pay to the Plaintiff the sum of \$4,000. inclusive of all damages, interest, and costs;
  - (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the Law Department;
  - (c) That Ontario Court (General Division) Action No. 25515/91 be dismissed, as against the Corporation of the City of Hamilton.
17. (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 30253/91 by the payment to the Plaintiff, Jo Nichol, of the sum of \$10,000., inclusive of all damages, interest and costs.
- (b) That the Plaintiffs be required to sign a Full and Final Release in a form satisfactory to the City Solicitor.
  - (c) That the Ontario Court (General Division) Action No. 30253/91 and any and all crossclaims be dismissed without costs.
18. That the invoice in the amount of \$2,442.75 representing the cost of hosting a Civic Luncheon for the Canadian Olympic Athletes on 1992 November 1, at the Hamilton Convention Centre, for which Council approved at it 's meeting of 1992 October 27, a cost for this event not to exceed \$1,500., be approved and charged to Special Civic Receptions and Dignitaries Hosting Account CH55314-84010.
19. (a) That the City Clerk be authorized and directed to remit payment to the Association of Municipalities of Ontario in the amount of \$13,161.52 for the City of Hamilton 's 1993 Membership Fee; and,
- (b) That this cost be financed from Account No. CH56011-10032, City of Hamilton Memberships.



**1993 January 12**

20. That leave be granted to introduce the following Bills:

- (a) Bill H-1      A By-law to authorize the Temporary Borrowing of Monies to meet Current Expenditures pending Receipt of Current Revenues.
- (b) Bill H-2      A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1993 January 7**



Appendix "A" referred  
to in Section 7 of the  
FIRST Report of the  
Finance and Administration  
Committee for 1993.

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. James Allen	Facility Supervisor (11-C)	Culture & Recreation	Replacing Mr. L. Cowles - terminated on L.T.D.	\$39,278.72 to \$47,010.08	07/12/92
Ms. Philicia D'Ariano	School Crossing Clerk (7)	Traffic	New Position Council Approved - January 14, 1992	\$25,494.56 to \$27,711.32	16/11/92
Mr. Glen Peace	Assistant Deputy Chief (14-A)	Fire	Replacing Mr. N. McFadyen - retired	\$78,951.43	08/11/92
Mr. John Whitwell	Accounting Clerk (11)	Copps Coliseum	Replacing Ms. A. Wright - resigned	\$31,563.48 to \$37,117.60	14/12/92

Prepared 16/12/92



THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. John Bridle	Firefighter I	Fire	Retired	30 years, 7 months	28/11/92
Mr. Don DiMascio	Traffic Service Foreman	Traffic	Terminated	27 years, 8 months	11/11/92
Mr. Murchie Hanson	Captain	Fire	Retired	30 years, 2 months	30/11/92
Mr. William Kolapak	Gardener I	Public Works	Terminated	5 months	25/11/92
Mr. Larry Nettleton	Educational Officer	Culture & Recreation	Resigned	2 years, 5 months	13/11/92
Mr. Gerald Sabados	Firefighter I	Fire	Deceased	27 years, 5 months	08/11/92
Ms. Robin Shaw	Assistant Purcr/Recr	H.E.C.F.I.	Terminated	5 years	20/11/92
Mr. Steve Themeles	Caretaker	Property	Deceased	15 years, 7 months	20/11/92
Mr. Frank Wilson	Head Porter	H.E.C.F.I.	Terminated	5 years, 10 months	20/11/92
Mr. Donald Wishart	Platoon Chief	Fire	Retired	25 years, 7 months	28/11/92

Prepared 16/12/92











**FIRST REPORT OF THE COMMITTEE OF THE WHOLE**

**RE: 1993 CONSOLIDATED USER FEES**







**BILLS**

**CITY COUNCIL**

**1993 JANUARY 12**







The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

By-law No. 84-35

To Provide For:

**MAINTAINING LAND IN A CLEAN AND CLEAR CONDITION**

**WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 39 of the 1st Report of the Transport and Environment Committee at its meeting held on the 8th day of December 1992, authorized the amendment of Section 10 of By-law No. 84-35;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

That Section 10 of By-law No. 84-35, as amended, is repealed and the following is substituted in lieu:

10. Every owner, lessee, occupant or other person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to the fine specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

PASSED this            day of            , A.D. 1993.

City Clerk

Mayor

(1992) 13 R.T.E.C. 39, December 8



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Local Improvement By-law No. 10605

Respecting:

**REVISED COSTS TO THE CORPORATION  
FOR THE INSTALLATION OF LOCAL IMPROVEMENTS**

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70, 86-78, 88-096, 89-76, 90-49, 91-16 and 92-102, provides for the undertaking of local improvements in accordance with the Local Improvement Act;

AND WHEREAS subsection 4a of section 13 of said By-law No. 10605, as amended, provides for the local improvement rates to be charged against abutting lands for work done under the Local Improvement Act;

AND WHEREAS By-law No. 92-102, passed on the 14th day of April 1992 repealed subsection 4a of section 13 to By-law No. 10605, as amended, and re-enacted a new subsection 4a to section 13 to provide for increased maximum local improvement rates, chargeable on a per metre frontage basis against abutting lands for work done under the Local Improvement Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 21 of the 1st Report of the Transport and Environment Committee at its meeting held on the 12th day of January 1993, directed that the maximum local improvement charges per metre of frontage be increased as hereinafter provided.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by By-law No. 92-102, is repealed and the following substituted therefor:

(4a) The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:

1. For curbs only at the rate of \$53.00 per metre frontage.
2. For sidewalks only at the rate of \$89.00 per metre frontage.
3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$121.00 per metre frontage.
4. For roadway only, at the rate of \$222.00 per metre frontage.



5. For alleys, at the rate of \$95.00 per metre frontage.
6. For roadway and curbs only in industrial subdivisions, at the rate of \$290.00 per metre frontage.

2. In all other respects By-law No. 10605, as amended, is hereby confirmed, unchanged.

PASSED this                      day of                      , 1993.

City Clerk

Mayor

(1993) 1 R.T.E.C. 21 January 12



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Streets By-law No. 86-77

Respecting

**SIGNS**

**WHEREAS** the uncontrolled posting of signs and notices on utility poles on the highway creates a safety hazard for City employees and a potential traffic hazard;

**AND WHEREAS** the posting of signs and notices creates an aesthetic and visual blight;

**AND WHEREAS** the City provides kiosks for the public to affix signs in certain parts of the City;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 16a. of By-law 86-77 is repealed and the following is substituted in lieu:

16a. (1) No person shall erect or place or affix a sign or post a notice on property abutting a highway or part of a highway except in accordance with this section.

(2) Any person posting a sign or notice shall follow the directions of the Director of Public Works.

(3) Signs or notices shall be fastened with adhesive tape. No person shall fasten the sign or poster on a utility pole with staples or any metal device.

(4) The person posting the sign or notice shall remove the sign or notice and all posted materials five days after the event advertised has occurred.

(5) No sign or notice which exceeds the dimensions of eleven (11) inches wide by seventeen (17) inches long shall be posted.

(6) For the purposes of this by-law, "sign" does not include a sign that is free standing and on its own supports.

PASSED this                      day of                      , A.D. 1993.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-

TO INCORPORATE BLOCK 25, PLAN M-409  
INTO MARK PLACE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Mark Place by incorporating within its limits the lands described below;

**AND WHEREAS** the said lands are owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Mark Place.

Part of parcel Reserves -1  
Section M-409

Being all of Block 25, Plan M-409

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Being part of the Parcel.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

**PASSED** this                      day of                      A.D. 1993.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 -

TO AMEND

TRAFFIC BY-LAW 89-72  
PARKS BY-LAW 89-74

**WHEREAS** each of the aforementioned by-laws provide for the tagging of motor vehicles and the payment of penalties out of Court;

**AND WHEREAS** the Transport and Environment Committee, at its meeting of 1993 January 04th, recommended that the parking violation fines for overtime parking and "No Parking" on-street and in Parks be increased as hereinafter provided.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:-

1. **Section 54(2)** of the Parks By-law 89-74 passed on the 28th day of February 1989 is hereby amended:
  - a) by striking out "\$6.00" in the first line of Subsection (a) and by inserting in lieu thereof "\$10.00"; and
  - b) by striking out "\$13.00" in the first line of Subsection (b) and by inserting in lieu thereof \$20.00".
2. **Section 43a** of By-law 89-72 to Regulate Traffic passed on the 28th day of February 1989 is hereby amended:
  - a) by striking out "six dollars" in **Subsection (1)(a)** and by inserting in lieu thereof "ten dollars"; and
  - b) by striking out "six dollars" in the first line of **Subsection (1)(b)** and by inserting in lieu thereof "ten dollars"; and
  - c) by striking out "six dollars" in the third line of **Subsection (2)(a)** and by inserting in lieu thereof "ten dollars"; and
  - d) by striking out "six dollars" in the third line of **Subsection (2)(b)** and by inserting in lieu thereof "ten dollars"; and
  - e) by striking out "thirteen dollars" in the first line of **Subsection (3)(a)** and by inserting in lieu thereof "twenty dollars"; and
  - f) by striking out "thirteen dollars" in the second line of **Subsection (3)(b)** and by inserting in lieu thereof "twenty dollars".
3. This by-law shall come into force and take effect on the 1st day of July 1993.

PASSED THIS                      DAY OF                      , A.D. 1993.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



## BY-LAW NO. 93 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Jackson	Westbound	Ray
Carson	Eastbound	Upper Kenilworth
Landron	Eastbound	Upper Kenilworth
Avondale	Northbound and Southbound	Beach
Albermarle	Northbound and Southbound	Beach
Lindhurst	Northbound and Southbound	Beach
Rowanwood	Northbound and Southbound	Beach
Depew	Northbound and Southbound	Beach
Northcote	Southbound	Beach".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Geneva	West	from a point 11 feet north of the public walkway between Nos. 30 and 34 Geneva to a point 36 feet southerly therefrom	Anytime
Geneva	East	from a point 5 feet north of the public walkway between Nos. 29 and 33 Geneva to a point 20 feet southerly therefrom	Anytime
King William	North	Tisdale to 43 feet west	Anytime
King William	South	Tisdale to 43 feet east	Anytime
Princeton	East	Margate to 101 feet south	Anytime
Queen Victoria	East	north leg of Quaker to a point 68 feet southerly therefrom	Anytime
Queen Victoria	East	south leg of Quaker to a point 57 feet northerly therefrom	Anytime
Queen Victoria	East	south leg of Quaker to a point 68 feet southerly therefrom	Anytime
Queen Victoria	South	Quinn to 45 feet east	Anytime
Queen Victoria	South	Quinn to 45 feet west	Anytime
Nugent (south leg)	South	Nash to 82 feet west	Anytime".

and by deleting therefrom the following items, namely:-

"King William	North	Tisdale to 80 feet west	Anytime
King William	South	Tisdale to 70 feet east	Anytime".



3. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following item, namely:-

South Bend	South	36 feet	280 feet east of East 16th	10:00 a.m. to 9:00 p.m. Monday to Friday".
------------	-------	---------	-------------------------------	---

4. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following item, namely:-

"Wildewood	North	165 feet	commencing at a point 101 feet east of Brentwood	7:00 a.m. - 6:p.m. Monday to Saturday".
------------	-------	----------	---	--

PASSED THIS                  DAY OF                  , A.D. 1993

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



BY-LAW NO. 93 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 9 (Through Highways)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by deleting therefrom the following items, namely:-

"Beach Road, from the easterly limit of Gage Avenue to the easterly limit of the street, except at the intersections of Ottawa Street and Kenilworth Avenue

Sherman Avenue, from the southerly limit of Main Street to the northerly limit of Cumberland Avenue

Upper Kenilworth Avenue, from the southerly limit of Mohawk Road to the southerly end of the street".

and by adding thereto the following items, namely:-

"Beach Road, from the easterly limit of Ottawa to the easterly limit of the street except at the intersection of Kenilworth Avenue

Sherman Avenue from the southerly limit of Main Street to the southerly limit of Delaware Avenue

Upper Kenilworth Avenue, from the northerly limit of Limeridge to the southerly end of the street".

2. **Schedule 25A (Parking Time Limits)** is hereby amended:

- a) by deleting from **Schedule 18 (One Hour Limit)** the following item, namely:-

"Nancy	Both	Queensdale to Everton".
--------	------	-------------------------

- b) by adding to **Section 14 (One Hour Limit)** the following items, namely:-

"Geneva	Both	Delmar to Bendamere
Delmar (west leg)	Both	Bendamere to Delmar (north leg)
Daytona	Both	Delmar (north leg) to the north end
Delmar (north leg)	South	Geneva to Delmar (west leg)/Daytona".

- c) by adding to **Section 26 (One Hour Limit)** the following item, namely:-

"Cartier	Both	End to End".
----------	------	--------------

3. **Schedule 26B (No Parking Areas)** is hereby amended by adding thereto the following items, namely:-

"Sherman	West	Delaware to Cumberland	2nd Thurs each month 8:00 a.m. - 12:00 noon
----------	------	------------------------	--

Sherman	East	Delaware to Cumberland	2nd Wed each month 8:00 a.m. - 12:00 noon".
---------	------	------------------------	--



4. **Schedule 27 (Alternate Side Parking)** is hereby amended by adding thereto the following items, namely:-

"Cartier End to End	South and West	North and East
Delmar (west leg) Bendamere to the north leg of Delmar	East	West
Daytona North leg of Delmar to the north end	East	West".

5. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following item, namely:-

"Hughson	West	Wood to Macauley	Anytime".
----------	------	------------------	-----------

PASSED THIS            DAY OF            , A.D. 1993.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Adopt:

THE NORTH END EAST AND WEST COMMUNITY IMPROVEMENT PLAN

WHEREAS Section 2 of By-law No. 92-162, passed on the 30th day of June 1992 designated the area shown on Schedule "A" thereto as a community improvement project area in accordance with subsection 28(2) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The North End East and West Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.

3. This by-law comes into force and effect on the date of its approval by the Ministry of Municipal Affairs.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor



SCHEDULE "A"

To By-law No. 93-

**NORTHEND EAST AND NORTHEND WEST  
COMMUNITY IMPROVEMENT PLAN**

NOVEMBER, 1992



#### **Northend East and Northend West - Neighbourhood Profile:**

The Northend East and Northend West Neighbourhoods cover an area of approximately 285 hectares with a total population of 4,814 (1991 land use characteristics). The boundaries of the combined neighbourhoods are: on the north by the Hamilton Harbour north of Guise Street, on the east by Wellington Street North, on the south by the Canadian National Railway Freight Yards south of Strachan Street, and on the west by Hamilton Harbour, west of Bay Street North. Neighbourhood Maps are attached. (Schedules 'A' and 'B')

The Northend Neighbourhoods contain a number of areas of different land uses including commercial, residential, parkland/recreational, Harbour Commissioner's and industrial. Housing is predominantly single family (1 or 2 family) dwellings zoned "D". Commercial uses are predominantly situated on James Street North and Burlington Streets. There are three schools in the area - Centennial Public School, Bennetto Senior Public School and St. Lawrence Separate School. Land Use Maps are attached. (Schedules 'C' and 'D')

#### **The Community Improvement Project Area**

The Community Improvement Project Area is comprised of segments of the Northend East and West Neighbourhoods, extending from the CN mainline on the south, along MacNab Street North northerly to Burlington Street, east to the western edge of Eastwood Park, north to Guise and south-easterly along Guise, Leander Drive and the boundaries of the Waterfront Development to meet up with the CN lines. The Northend East and West Community Improvement Project Area, adopted by By-law 92-054, is comprised of portions of the Northend East and West Neighbourhoods. Subsequently, an amendment to this Community Improvement Project Area was adopted by City Council by By-law 92-162 on 1992 May 26 and is attached as Schedule 'E'.

#### **Background**

In 1973 the Northend Urban Renewal Redevelopment Plan was adopted by By-law for the purpose of carrying out improvements in the Northend Neighbourhoods. Since that time no major capital projects have been undertaken in that area.

Adjacent waterfront lands have been the subject of a comprehensive study completed in 1985. Development of Pier 4 and Harbourfront Parks is presently occurring but does not encroach on the Community Improvement Project Area.

Subsequently, the Northend East and West Community Improvement Project Area was formed and adopted by City Council in 1992.

...../2



A public process has been undertaken for the combined areas of the Waterfront and the Northend East and West Community Improvement Project Area. A citizen's committee was established and public meetings and design workshops were held in 1991. As a result of these and other meetings, the following improvements for the Community Improvement Project Area have been proposed.

**Proposed Improvements:**

During the public process, citizens and committee members expressed concern over a number of elements some of which were specifically within the Community Improvement Project Area:

- close Bay Street to link Pier 4/Harbourfront Park to Bayview Park
- bury overhead electrical wires
- redesign street and park lighting for lighting control, improved and co-ordinated design and improved security
- create/upgrade bicycle and pedestrian links/pathways
- upgrade Guise Street
- provide safe and accessible pathways to Harbourfront, Pier 4, Bayview and Eastwood Parks

Therefore, the P.R.I.D.E. Anti-Recession Programme funds will be allocated to the following:

1. Landscaping and hard surface treatment to Guise Street and Bay Street
2. Provision of new lighting on Guise and adjacent pedestrian/bicycle pathways
3. Additional landscaping as required to provide for safe and accessible bicycle and pedestrian routes connecting the Northend Community Improvement Project Area to Harbourfront, Pier 4, Bayview and Eastwood Parks as well as the Ferguson Avenue Community Improvement Project Area (attached as Schedule 'F').

These improvements conform with the official plan.

**Implementation Plan:**

The City of Hamilton's Public Works Department, is working closely with the Regional Municipality of Hamilton-Wentworth and Hamilton Hydro-Electrical Systems along with the public to prepare detailed plans for the project area. Implementation is expected to occur in the fall of 1992 and the spring of 1993 in accordance with the P.R.I.D.E. Anti-Recession Programme Guidelines.

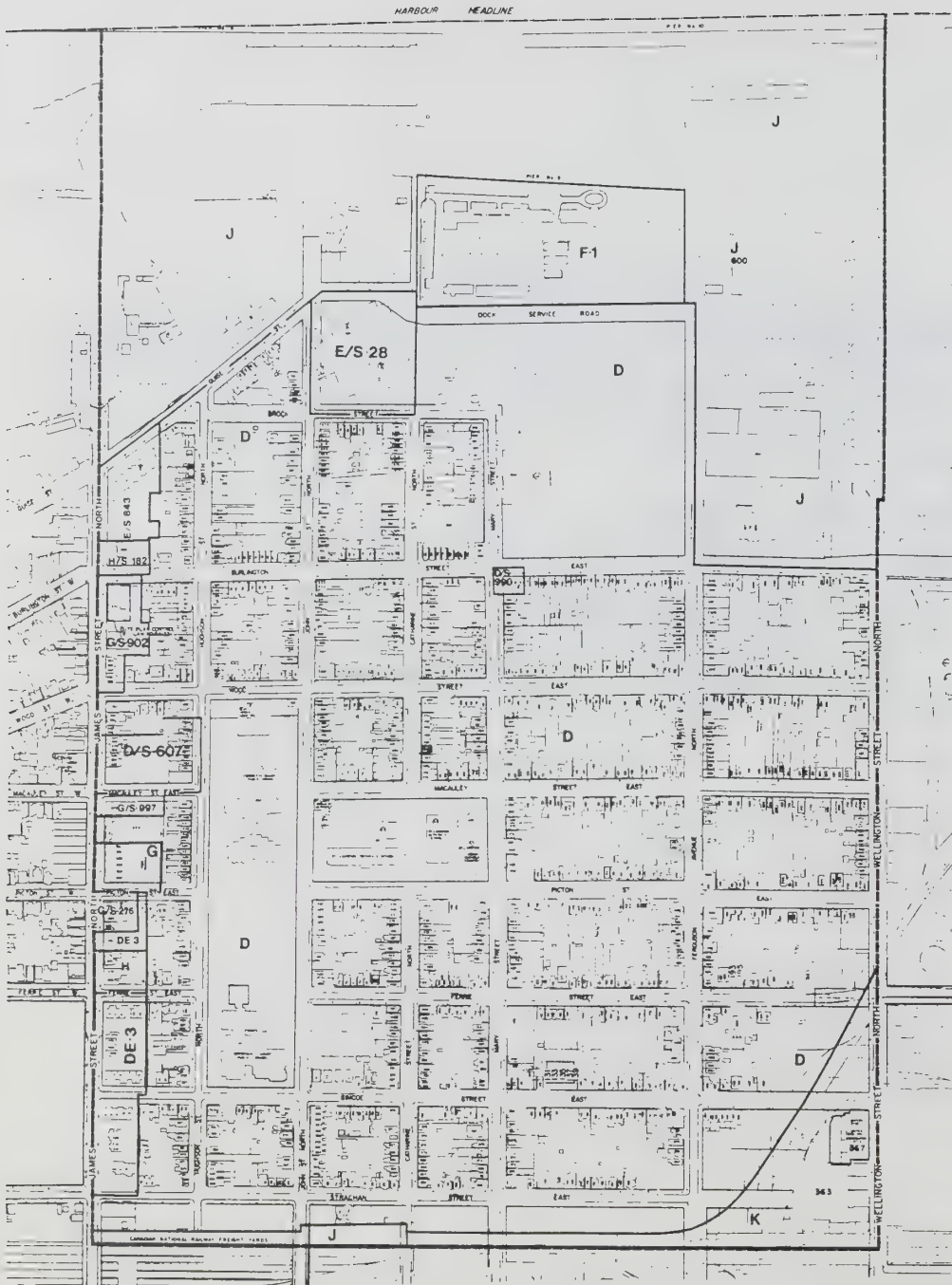


#### **LIST OF ATTACHMENTS**

- A** North End East Zoning Map
- B** North End West Zoning Map
- C** North End East - Land Use Map
- D** North End West - Land Use Map
- E** North End East and West Community Improvement Project Area
- F** Declaration Confirming Public Meeting Held

**NOTE:** Schedules do not form part of the Community Improvement Plan





All Lands Within This Neighbourhood Is Subject  
To Site Plan Control By-law No. 90-285.

		CITY OF HAMILTON	
107 106 69 21 10 95		NORTH END EAST	
This is not a Legal Document For Zoning Verification Please Contact City Building Department.		ZONING	
Neighbourhood Boundary Zoning Boundary			
Prepared for The City of Hamilton by the Planning and Development Department of The Regional Municipality of Hamilton Wentworth		PLANNING UNIT NO. 6103	PAGE NO. 106

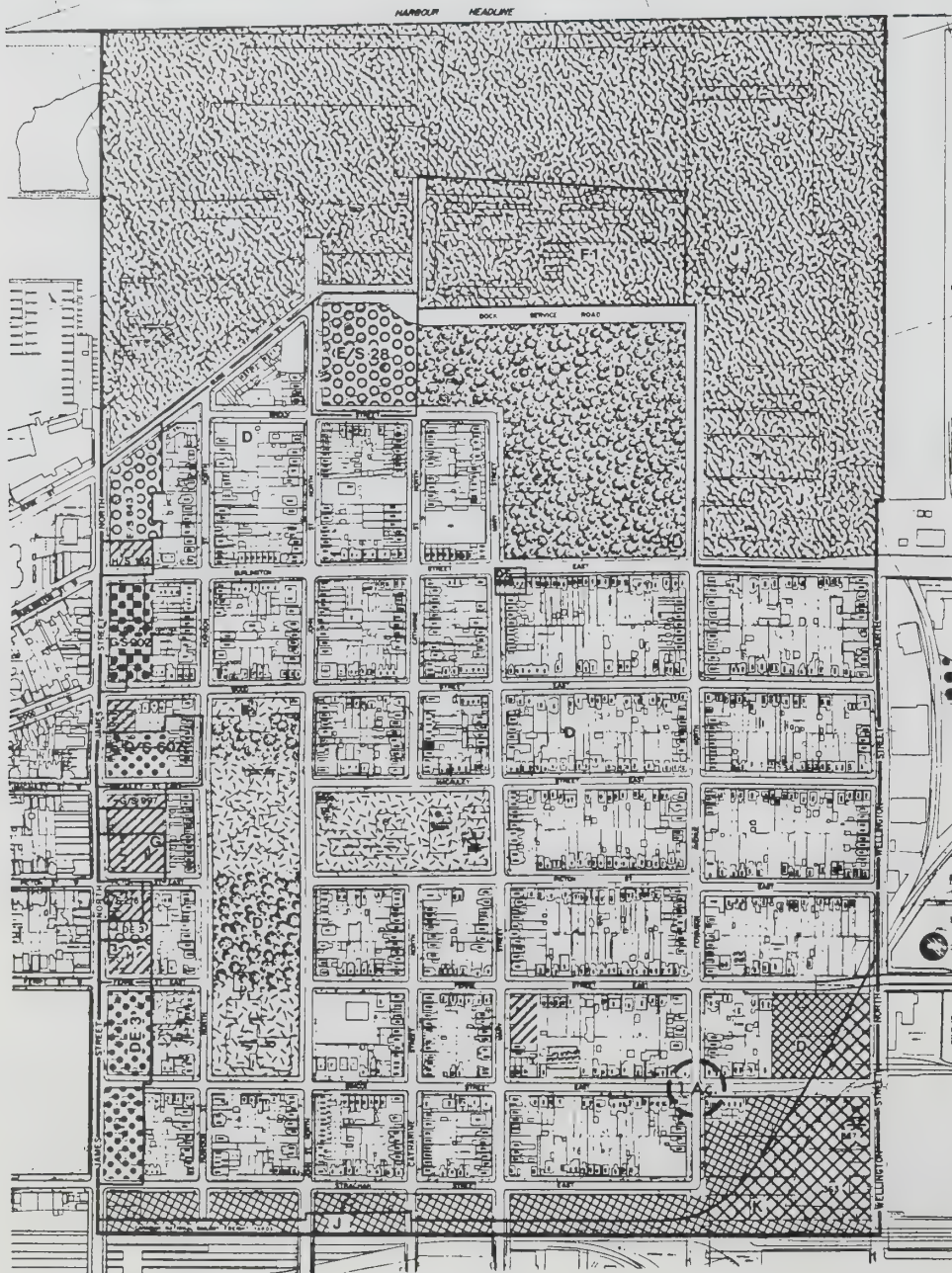




All Lands Within This Neighbourhood Is Subject  
To Site Plan Control By-law No. 90-285.

<p>This is not a Legal Document For Zoning Verification Please Contact City Building Department.</p> <p>Neighbourhood Boundary Zoning Boundary</p> <p>Prepared for The City of Hamilton by the Planning and Development Department of The Regional Municipality of Hamilton-Wentworth</p>	<p>CITY OF HAMILTON</p> <p><b>NORTH END WEST</b></p> <p><b>ZONING</b></p> <p>0 50m 100m</p> <p>SCALE</p> <p>PLANNED UNIT NO. 6102</p> <p>PAGE NO. 107</p>
---	---





NOTE: THIS IS A GUIDE PLAN ONLY AND IS SUBJECT TO CHANGE. FOR DETAILS CONTACT THE LOCAL PLANNING DIVISION OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH



THIS AREA TO BE DEALT WITH IN A FUTURE OFFICIAL PLAN AMENDMENT PENDING DETERMINATION OF JURISDICTION.



PUBLIC PARK AREA TO BE PROVIDED IN THE VICINITY OF THIS SYMBOL. THE PARTICULAR LOCATION OF WHICH SHALL BE DETERMINED AT SUCH TIME AS FUNDS ARE AVAILABLE FOR ACQUISITION.

All Lands Within This Neighbourhood Is Subject To Site Plan Control By Law No. 90-285.

## LAND USE

### RESIDENTIAL

- single & double
- attached housing
- low density apts.
- medium density apts.
- high density apts.
- commercial & apts.

- COMMERCIAL
- INDUSTRIAL
- CIVIC & INSTITUTIONAL
- PARK & RECREATIONAL
- OPEN SPACE
- UTILITIES

- Neighbourhood Boundary
- Zoning Boundary
- Staging of Development Boundary

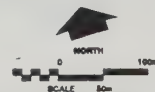
### Approval

Planning Bd. MAY 12, 1976 Council JULY 27, 1976

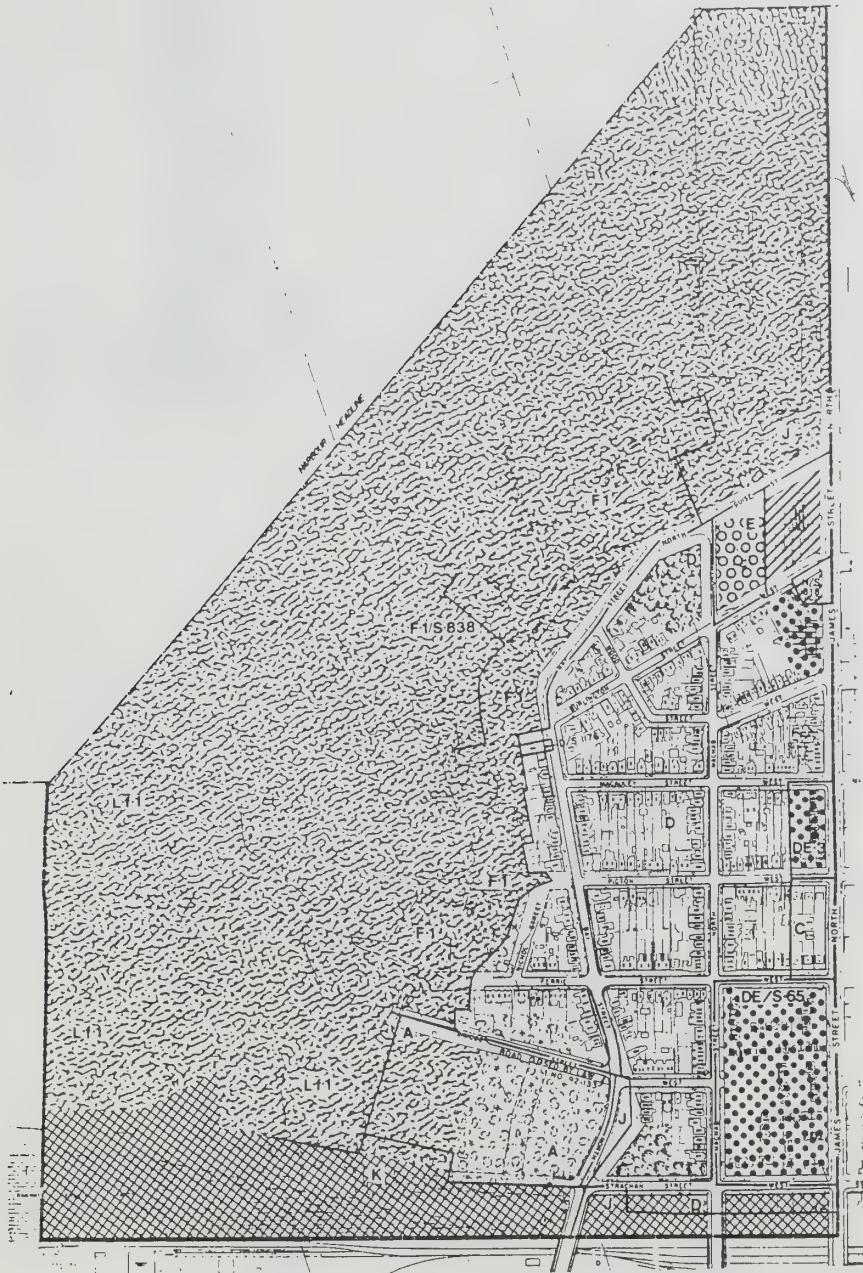
Latest Amendment Date MAY 9, 1989

CITY OF HAMILTON  
PLANNING DEPARTMENT

NORTH END EAST  
APPROVED PLAN







NOTE: This is a GUIDE PLAN only and is subject to change. For details contact the local planning division of the Regional Municipality of Hamilton-Wentworth



THIS AREA TO BE DEALT WITH IN A FUTURE OFFICIAL PLAN AMENDMENT PENDING DETERMINATION OF JURISDICTION.

All Lands Within This Neighbourhood is Subject To Site Plan Control By-Law No. 90-285.

EXISTING POPULATION (1985) 1688

#### LAND USE

- RESIDENTIAL**
- single & double
  - attached housing
  - low density apartments
  - medium density apartments
  - high density apartments
  - commercial & apartments

- COMMERCIAL
- INDUSTRIAL
- CIVIC & INSTITUTIONAL
- PARK & RECREATIONAL
- OPEN SPACE
- UTILITIES

--- Neighbourhood Boundary  
— Zoning Boundary

Approvals  
Planning Committee MAY 12, 1976 Council JULY 27, 1976  
Latest Revision Date AUGUST 11, 1976

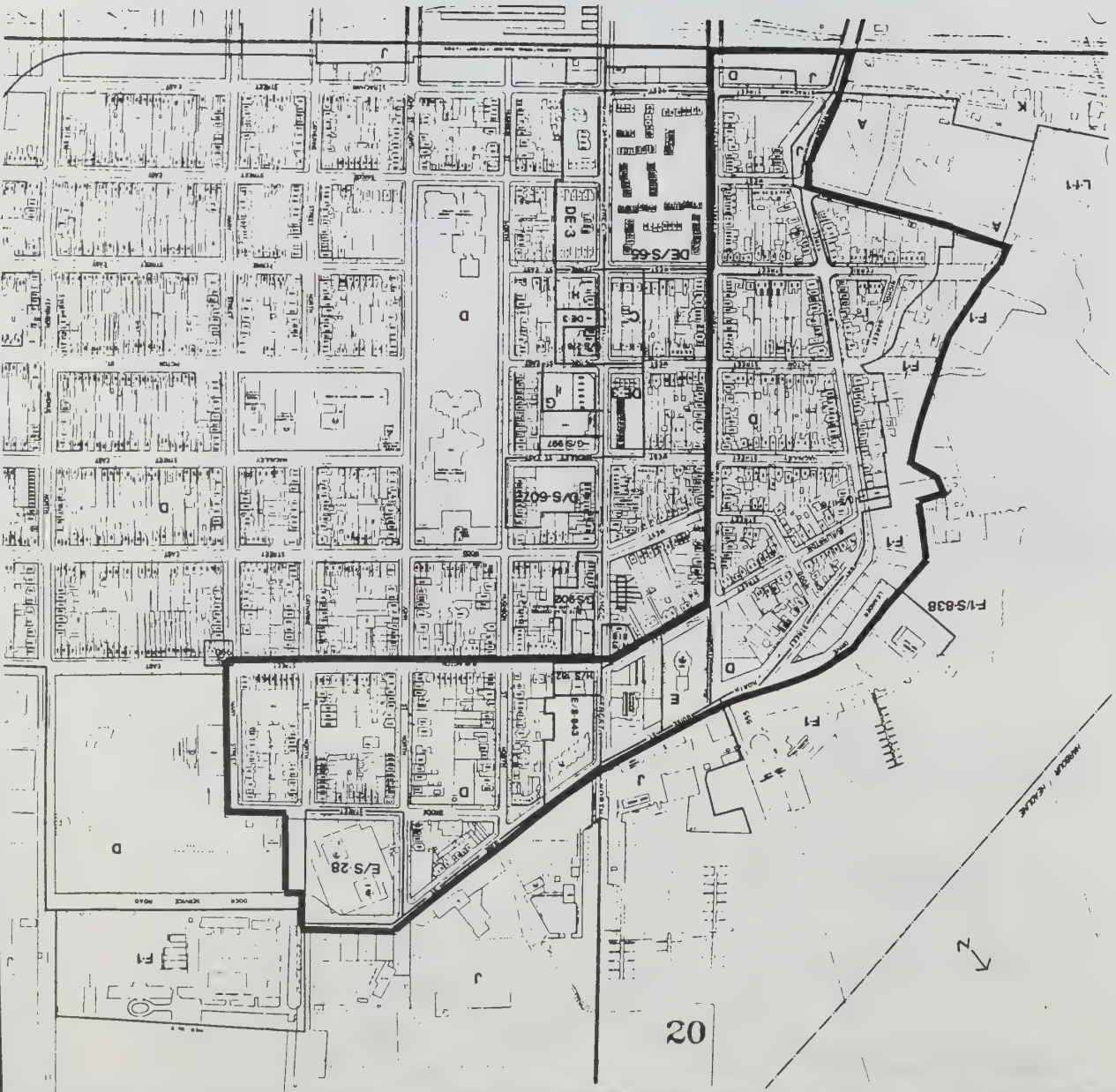
CITY OF HAMILTON  
PLANNING DEPARTMENT

NORTH END WEST  
APPROVED PLAN





**NORTH END EAST AND WEST COMMUNITY  
IMPROVEMENT PROJECT AREA**

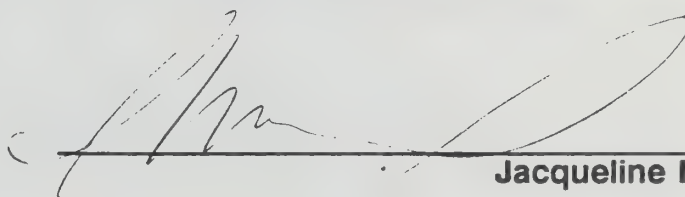




F

## DECLARATION

I Jacqueline McNeilly do hereby declare that a Public Information Meeting was held on 1992 November 04 to present the North End East and West Community Improvement Plan in accordance with Section 28 of the Planning Act.

A handwritten signature in dark ink, appearing to read 'J. McNeilly', is written over a horizontal line.

**Jacqueline McNeilly**



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 664-682 CONCESSION STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14.(1) of By-law No. 6593, one take-out restaurant/delicatessen having a floor area of not more than 60.0 m<sup>2</sup> shall be permitted within the existing building;
- (b) Sections 18A(36)1.(b) and (c) and 18A(36)2. of By-law No. 6593, shall not apply to the take-out restaurant/delicatessen.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1296.

4. Sheet No. E-24 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1296.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of                      A.D. 1993.

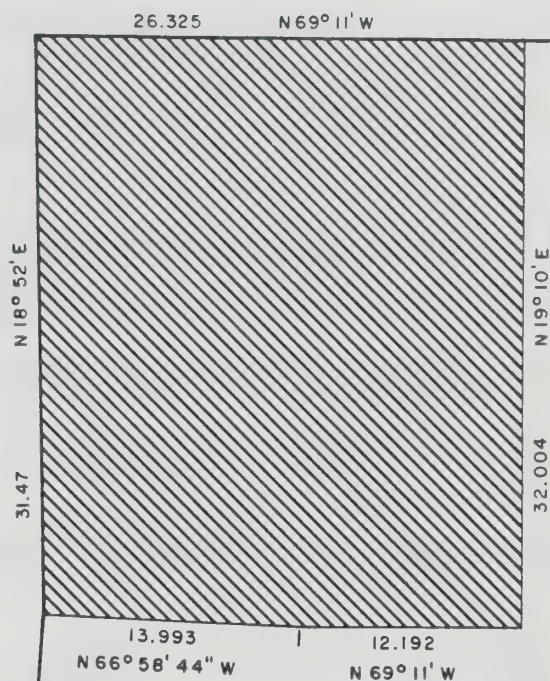
City Clerk

Mayor



# CONCESSION STREET

EAST TWENTY SIXTH STREET



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - .....  
Passed the ..... day of ..... , 1993.

.....  
Clerk

.....  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 93 - .....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend



Lands to be regulated by  
By-Law No. 93 - .....

North



Scale  
NOT TO SCALE

Date  
NOVEMBER 1992

Reference File No.  
ZA 92-37

Drawn By  
Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 10 JOHN STREET SOUTH

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 10 John Street South and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,  
(i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;  
(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor



## Schedule "A"

To

By-law No. 93-

10 John Street South, Hamilton, Ontario

Lots 9 and 24 and part of Lots 10, 21, 22 and 23 and part of the Alley-way stopped up and closed by By-law No. 4646, registered as By-law No. 1083, Plan 1431 George Hamilton Survey in the block bounded by John Street South, Main Street East, Hughson Street South and King Street East, designated as Parts 1, 2, 3 and 4, Plan 62R-10520, City of Hamilton, Regional Municipality of Hamilton-Wentworth.



## Schedule "B"

to

By-law No. 93-

### REASONS FOR DESIGNATION

#### FORMER DOMINION PUBLIC BUILDING, 10 John Street South (HAMILTON COURTHOUSE)

##### Context

The Dominion Public Building was erected in 1935-6 on John Street South between King and Main Streets to serve as Hamilton's main Post Office and federal office building. Located on a major site in the downtown core, the front facade of this monumental six-storey edifice faces John Street; its north facade is an integral part of the Gore Park streetscape and its south facade faces the grounds of the present Courthouse. As such, 10 John Street is recognized as an important city landmark.

##### Historical Significance

Erected on the site of the earlier 1886 Post Office, the new Dominion Public Building was built to accommodate not only the post office but also customs and excise, national health, immigration and various other federal departments, all brought together for the first time in Hamilton under one roof.

The main Post Office was located in this building for over fifty years, closing in 1991, when the Province of Ontario purchased the building for conversion to a new court facility, consolidating the Provincial and General Division courts.

The John Street building belongs to the group of large office blocks built by the Federal Government across the country during the 1920s and '30s; the Hamilton structure was erected as part of a Depression works program introduced by the government in 1934 under the Public Works Construction Act.

##### Architectural Significance

Hamilton's Dominion Public Building has been ranked as one of the three best examples of the large federal public buildings which were erected across Canada between 1934 and 1939.

In accordance with the government's current policy, a local architect rather than the Public Works Architect was commissioned to design the building. The Hamilton firm of Hutton and Souter, well known for other major works such as the Cathedral of Christ the King, provided the plans.



In terms of the architectural style, Hutton and Souter's design can be described as "modern classical", used also in the five other federal buildings erected at this time. Classical inspiration is visible in the use of pilasters, engaged columns, symmetry, the rectangular block form, and the general horizontal divisions of base, shaft and cornice.

These traditional elements, however, are given contemporary expression, typified in the use of smooth, crisp planes; bold, simple masses; and contrasting linear-patterned ornamentation which accentuates the main architectural features of the building.

This richness of decorative detailing is found throughout the building; on the exterior in the stone ornamentation at the cornice and belt-course, the crowning narrative relief of the frontispiece, in the coat-of-arms over the front door, as well as the bronzework of the window and door panels; and on the interior by the use of marble wainscoting and flooring, as well as bronze grillwork, mosaics and painted ceiling.

The Hamilton building is considered to have the finest interior of any federal post office building erected from the mid-to-late 1930s. The main entrance, postal and elevator lobby areas and the main stairwell demonstrate the extensive use of costly materials and quality craftsmanship.

#### Designated Features

Important to the preservation of the Dominion Public Building are the original features of the east (main), north, and south facades, including the masonry work, windows, doorways and all ornamental decoration; and the interior spaces of the entrance, postal and elevator lobby areas and main stairwell, including all original decorative elements such as the marble cladding and flooring, bronze decorative work on doors and windows, painted ceiling, light fixtures and mosaic.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 719 KNOX AVENUE**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-81 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District referred to in section 1 shall be subject to the special requirements that upon,

- (a) the owner undertaking a soils study to the satisfaction of the Ministry of Environment, and receiving notification from the Ministry of Environment that the decommissioning process, if required, has been satisfactorily completed;
- (b) the owner applying for and receiving approval from the Regional Municipality of Hamilton-Wentworth of a draft plan of condominium; and
- (c) the owner applying for and receiving Site Plan approval,

the 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may proceed in accordance with the "C" District provisions, subject to the special requirements referred to in section 3 of this by-law.

3. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 4.(3)(a) of By-law No. 6593, four (4) single-family dwellings shall be permitted on the subject lands;



- (b) Section 9.(3) of By-law No. 6593 shall not apply;
- (c) notwithstanding Section 9.(4) of By-law No. 6593, a lot width of not less than 6.6 m shall be provided and maintained;
- (d) the following minimum setbacks shall be provided and maintained for each of the four permitted single-family dwellings:
  - (i) a setback of not less than 4.5 m from the easterly lot line and from the westerly lot line; and
  - (ii) a setback of not less than 7.5 m from the northerly lot line and from the southerly lot line;
- (e) the following separation distances shall be provided and maintained between each of the four permitted single-family dwellings:
  - (i) a distance of not less than 2.4 m between buildings in an east-west direction;
  - (ii) a distance of not less than 27.0 m between buildings in a north-south direction;
- (f) a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along all property lines, except for the area required for an access driveway.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1295.

6. Sheet No. E-81 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1295.

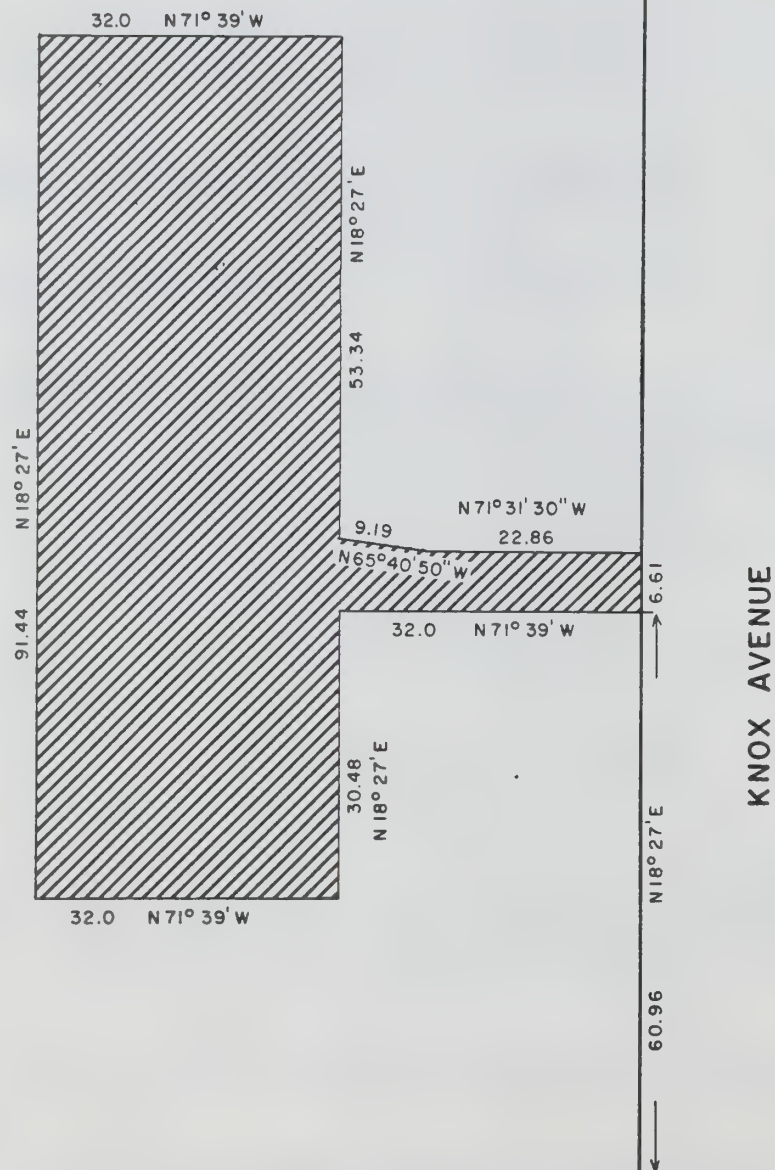
7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor





GLOW AVENUE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-.....  
Passed the ..... day of ....., 1993

.....  
Clerk

.....  
Mayor

## City of Hamilton Schedule A

Map Forming Part of  
By-Law No. 93-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

## Legend

Change in zoning from:



"C" (Urban Protected Residential, etc.)  
District to "C" - "H" (Urban Protected Res-  
idential, etc. - Holding) District, modified.

North



Scale  
NOT TO SCALE

Date  
DECEMBER 1992

Reference File No.  
ZA 92 - 32

Drawn By  
Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 719 KNOX AVENUE

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

145. Land located at Municipal No. 719 Knox Avenue, shown on Appendix 145 hereto annexed and forming part of this by-law.

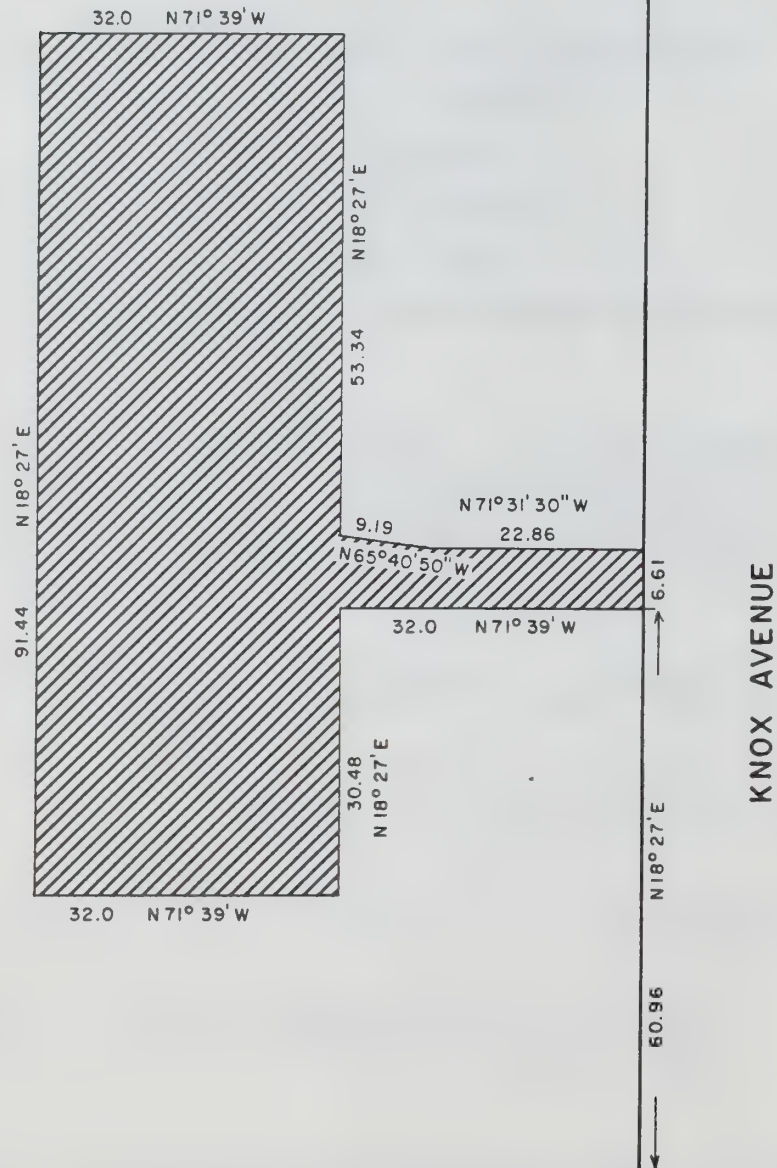
2. Appendix 145 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93-.....  
Passed the ..... day of ....., 1993

.....  
Clerk

.....  
Mayor

City of Hamilton  
Appendix 145  
to By-Law No.79-275

as Amended by  
By-Law No.87-223

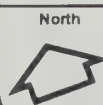
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

32

#### Legend



Lands Designated Under this By-Law  
as an area of Site Plan Control pursuant  
to Section 41 of the Planning Act.



North

Scale  
NOT TO SCALE

Date  
DECEMBER, 1992

Reference File No.  
ZA92-32

Drawn By  
Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF  
MUNICIPAL NO. 614 STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 1; and
- (b) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this                      day of                      A.D. 1993.

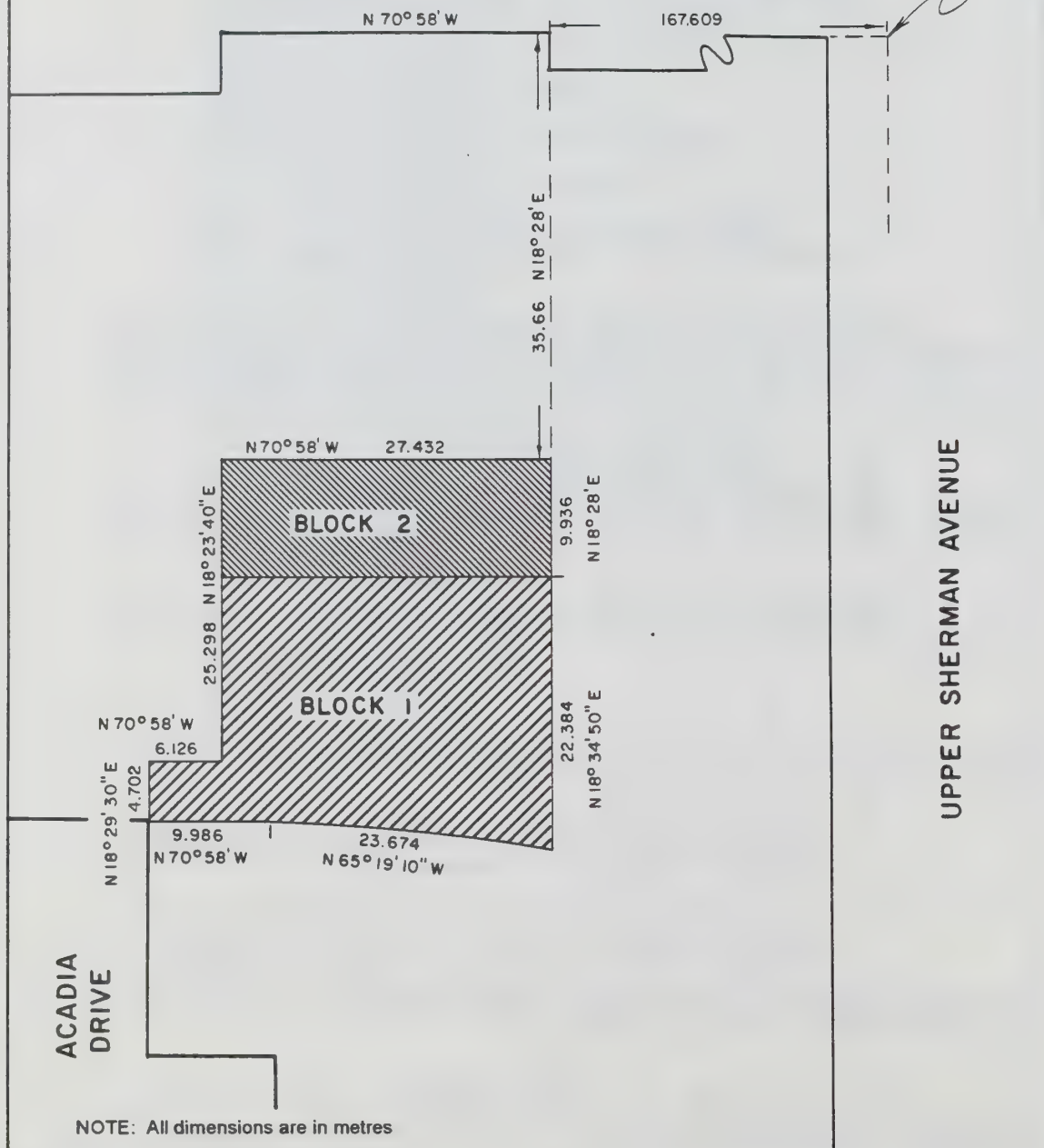
City Clerk

Mayor



# STONE CHURCH ROAD EAST

NORTH EAST CORNER  
OF LOT 9 - CON. 8



This is Schedule "A" to By-Law No. 93-.....  
Passed the ..... day of ....., 1993.

Clerk

Mayor

## City of Hamilton Schedule A



Map Forming Part of  
By-Law No. 93-.....

to Amend By-Law No. 6593

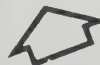
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

Change in zoning from :

- BLOCK 1  "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.
- BLOCK 2  "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single-Family Detached) District.

North



Scale  
NOT TO SCALE

Date  
DECEMBER 1992

Reference File No.  
ZA 92 - 38

Drawn By  
Z. K.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Remove

Land within the "Claudette Gardens - Phase 1" Subdivision, Plan 62M-719  
from Part Lot Control

WHEREAS subsection 5 of section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of section 50 of the Planning Act, states, in part, as follows:

- (7) Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part of parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land, . . .;

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 50 of the Planning Act, shall not apply to the following lands:

Lots 2 - 18, inclusive, within Registered Plan Number 62M-719, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton-Wentworth.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

PASSED this            day of            A.D. 1993.

City Clerk

Mayor

This Bylaw is approved pursuant to section 50(7), the Planning Act and section 4, Bylaw R89-171 of The Regional Municipality of Hamilton-Wentworth, this            day of            1993.

\_\_\_\_\_  
Commissioner of Planning and Development of  
The Regional Municipality of Hamilton-Wentworth



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 -

To Authorize the Temporary Borrowing of Monies to Meet Current  
Expenditures Pending Receipt of Current Revenues.

WHEREAS section 187(1) of the Municipal Act, R.S.O. 1990, as amended, provides as follows:

"A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or banker's acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking fund, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide";

AND WHEREAS Section 187 (2) of the said Act, as amended by the Municipal Statute Law Amendment Act, S.O. 1992, c. 15 provides as follows:

"The amount that may be borrowed at any one time for the purposes mentioned in subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year";

AND WHEREAS the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") in adopting Item 5 of the 1st Report of the Finance and Administration Committee on 12 January 1993 authorized the temporary borrowing of monies to meet current budget expenditures for the year 1993 pending receipt of current revenues;

NOW THEREFORE the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. (1) The Mayor and Treasurer are hereby authorized on behalf of the Corporation of the City of Hamilton to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums of monies not exceeding at any one time the amounts specified in subsection (2) to pay off temporary bank overdrafts for the current expenditures of the Corporation for the current year 1993, and to give to the Bank on behalf of the Corporation a promissory note or notes, sealed with the Corporate Seal and signed by the Mayor and Treasurer, for the monies so borrowed, together with interest at such rate as may be agreed upon from time to time with the Bank.
- (2) The amount of monies that may be borrowed at any one time for the purposes of subsection (1), together with the total of any similar borrowings that have not been repaid, shall not, except with the approval of the Ontario Municipal Board, exceed from January 1st to September 30th of the year, 50 percent of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the corporation as set forth in the estimates adopted for the year.



2. (1) Until estimates of revenue of the Corporation for the current year are adopted, borrowing shall be limited to the estimated revenues of the Corporation as set forth in the estimates adopted for the next preceding year.  
  
(2) The total estimated revenues of the Corporation, including the amounts levied for Region and Education purposes, adopted for the year 1992 are Four Hundred and Seventy-Three Million, Five Hundred and Eighty-Six Thousand, Five Hundred and Ten Dollars (\$473,586,510.00).
3. All sums borrowed pursuant to the authority of this by-law, together with any and all similar borrowings in the current year and in previous years that have not been repaid shall, together with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are collected or received.
4. The Treasurer shall, and is hereby authorized and directed to, apply in payment of all sums borrowed pursuant to this by-law, together with interest thereon, all of the monies thereafter collected or received for the current and preceeding years, either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.
5. This by-law shall come into force and effect on the day of third reading and enactment, and shall remain in force and effect until December 31, 1993.
6. By-law 92-129 is hereby repealed.

**PASSED** this 12th day of January A.D. 1993.

---

City Clerk

---

Mayor

(1993) 1 R.F.A.C. 5, January 12







BY-LAW NO. 93 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF  
THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF  
JANUARY A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the  
Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be  
exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being  
Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are  
to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of  
The Corporation of the City of Hamilton at this meeting be confirmed and adopted by  
by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton  
enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton  
in respect to each recommendation contained in the Reports of the Committees  
and of the local Boards and Commissions and each motion and resolution passed  
and other action taken by the Council of The Corporation of the City of Hamilton  
at this meeting is hereby adopted and confirmed as if all such proceedings were  
expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton  
are hereby authorized and directed to do all things necessary to give effect to the  
action of the Council of The Corporation of the City of Hamilton referred to in  
the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City  
Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized  
and directed to execute all documents necessary in that behalf and to affix thereto  
the seal of The Corporation of the City of Hamilton.

PASSED this 12th                      day of    January                      A.D. 1993

CITY CLERK

MAYOR







CA4 ON HBL A05  
A31  
1993



*The Urban Municipal Collection  
2nd Floor  
Hamilton Public Library*

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

*Tuesday, 1993 January 26  
7:30 o'clock p.m.  
Council Chambers, City Hall*

*J. J. Schatz  
City Clerk*

**AGENDA**

**1. National Anthem**

*Anthony Rullo*

**2. Opening Prayer**

*Reverend Bob Leach  
Living Hope Christian Assembly*

**3. Presentations**

*Certificates of Appreciation*

**4. Proclamations**

- (a) Figure Skating Week - 1993 February 1 to 7*
- (b) Big Sisters Month in Ontario - 1993 February*







**5. Minutes**

- (a) 1993 January 12
- (b) 1993 January 19 - Special Meeting

**6. Petitions and Correspondence**

**7. Reports of the Standing Committees**

- (b) Parks and Recreation Committee
- (c) Planning and Development Committee
- (e) Licensing Committee
- (h) Finance and Administration Committee

**8. Notices of Motion for Next Meeting**

**9. First Reading of the Bills**

**10. Second Reading of the Bills - Committee of the Whole**

**11. Third Reading of the Bills**

**12. Question Period**

**13. Adjournment**







**MINUTES**







1993 January 12

Minutes of Hamilton City Council  
1993 January 12  
7:30 o'clock p.m.  
Council Chamber

The Council met.

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps,  
Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson,  
Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

Reverend Carol Karlson, First Unitarian Church of Hamilton led the Council in prayer.

\* \* \* \* \*

The National Anthem was sung by Ferd Viola.

\* \* \* \* \*

Mayor R. M. Morrow presented Certificates of Recognition for service rendered on City  
Committees/Boards/Commissions.

\* \* \* \* \*

Mayor R. M. Morrow proclaimed the following:

- Ontario March of Dimes Month for January 1993.
- National Non-Smoking Week - January 18 - 24, 1993
- Weedless Wednesday on January 20, 1993

\* \* \* \* \*



1993 January 12

The minutes of the regular meeting held 1992 December 8 and the special meetings held December 15 and 18 were adopted as circulated.

Declaration of Office made by Member of City Council re: Minutes of the Special Meeting of City Council held December 15, 1992.

Pursuant to Section 5(3) of the Municipal Conflict of Interest Act, 1983, Alderman Morelli declared personal interest in, took no part in the debate and refrained from voting on this matter as he was absent from the meeting at which the matter was considered. Alderman Morelli is an employee of Dofasco.

\* \* \* \* \*

#### CORRESPONDENCE

1. Letters dated 1993 January 5 and January 8 from Mr. Andy Robertson, 240 Bendamere Avenue, Hamilton, Ontario respecting the West Mountain Twin Pad Arena.

**Referred to the Parks and Recreation Committee.**

2. Application dated 1992 December 4 from The Elizabeth Fry Society, Hamilton Branch, Hamilton, Ontario for a modification to the established "C" (Urban Protected Residential, etc.) District regulations for property located at No. 792 Upper Gage Avenue, Hamilton, Ontario.

**Received.**

3. Application dated 1992 December 8 from 518374 Ontario Limited, Hamilton, Ontario for a further modification to the "AA" (Agricultural) District regulations for property at 1314 Upper Wentworth Street, Hamilton, Ontario

**Received.**



4. Application dated 1992 December 22 from Max Mintz, Hamilton, Ontario for a modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations for Block "1" and a further modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations for Block "2", for properties located at Nos. 1854-1868 Main Street West, Hamilton, Ontario.

**Received.**

5. Application dated 1992 December 31 from Luval Enterprises Limited, Hamilton, Ontario for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for Block "1" and to "RT-30" (Street Townhouses) District for Block "2" and from "R-4" (Small Lot Single-Family Detached) District to "RT-20" (Townhouse-Maisonette) District for Block "3", to "RT-30" (Street Townhouse) District for Block "4" and to "DE-3" (Multiple Dwellings) District for Block "5", for lands located south of Mud Street and east of the proposed Red Hill Creek Expressway.

**Received.**

6. Application dated 1992 December 31 from Demetre Dekaneas, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property at Nos. 140-150-158 Rymal Road West, Hamilton, Ontario.

**Received.**

7. Application dated 1992 December 31 from Philpott Memorial Church, Hamilton, Ontario for a change in zoning from "L-c" (Planned Development Commercial) to "H" (Community Shopping and Commercial, etc.) District, for property located at Nos. 89-91 Vine Street, Hamilton, Ontario.

**Received.**

8. Letter dated 1992 December 10 from J. J. Schatz, City Clerk respecting an objection to By-law 92-281 respecting a general text amendment regarding the Housing Intensification Strategy.

It was moved by Alderman Ross and seconded by Alderman Merling that Section 8 of the Correspondence be **referred** to the Planning and Development Committee for its first meeting in February.

**CARRIED.**



1993 January 12

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and the Committee of the Whole be now considered in Committee of the Whole with Alderman Charters in the Chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - FIRST REPORT</b>
---

**Section 25 (b)      Re: School Crossing Guard - Limeridge Road West at St. Jerome's Separate School.**

It was moved by Alderman D'Amico and seconded by Alderman Ross that Section 25(b) of the FIRST Report of the Transport and Environment Committee for 1993 be referred back in order that a delegation can be heard respecting the removal of the School Crossing Guard located on Limeridge Road West at St. Jerome's Separate School. **CARRIED.**

\* \* \* \* \*



**Section 27 (h) Re: Introduction of Bill A-8: A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic.**

It was moved by Alderman Merling and seconded by Alderman Ross that Rule No. 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to introduce a Bill to Amend Traffic By-law No. 89-72 to Regulate Parking on Delmar Drive.

**CARRIED.**

It was moved by Alderman Merling and seconded by Alderman Ross that Section 27 of the First Report of the Transport and Environment Committee for 1993 be amended by adding the following:

(h) Bill A-8: A By-law to Amend By-law No. 89-72 to Regulate Traffic.

**CARRIED.**

**PARKS AND RECREATION COMMITTEE - FIRST REPORT**

**PLANNING AND DEVELOPMENT COMMITTEE - FIRST REPORT**

**Section 9 (b)(ii)(c) Citsalp Industrial Plastics Limited - 331 Hunter St. W.**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Sub-section (b)(ii)(c) of Section 9 of the First Report of the Planning and Development Committee for 1993 be amended by changing "7.2 metres" to "1.5 metres".

**CARRIED.**

Recorded vote on Section 9 as amended.

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

**NAYS:** Aldermen Kiss, Copps. -2.

**CARRIED.**



**FINANCE AND ADMINISTRATION COMMITTEE - FIRST REPORT**

**Section 17 Re: Ontario Court Action (General Division) - re: Plaintiff - Jo Nichol**

It was moved by Alderman Ross and seconded by Alderman D'Amico that Section 17 of the First Report of the Finance and Administration Committee for 1993 be referred back to the Finance and Administration Committee for further review by the City Solicitor.

**CARRIED.**

\* \* \* \* \*

**Section 18 Re: Hosting of Civic Luncheon for the Canadian Olympic Athletes**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -14.

**NAYS:** Aldermen Kiss, Copps. -2.

**CARRIED.**

**COMMITTEE OF THE WHOLE - FIRST REPORT**

**Recorded vote on Section 1 - Re: 1993 Consolidated User Fees**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** Alderman Agro. -1.

**CARRIED.**



**Recorded votes on various sections of Schedule of User Fees and other Revenues.**

**Re: Building Department and Planning Department**

Recorded vote.

YEAS: Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Mayor Morrow, Aldermen Agro, Agostino. -3. **CARRIED.**

**Re: Recreation Department - Community Arenas - Universal Memberships for Seniors.**

Recorded vote.

YEAS: Aldermen Cooke, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

NAYS: Mayor Morrow, Aldermen Kiss, Agro. -3. **CARRIED.**

**Re: Recreation Department - Community Arenas - Universal Memberships for Disabled.**

Recorded vote.

YEAS: Aldermen Cooke, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -13.

NAYS: Mayor Morrow, Aldermen Kiss, Agro, Copps. -4. **CARRIED.**

**Re: Traffic Department - Traffic By-law Enforcement - Fines re: Parking Prohibited.**

Recorded vote.

YEAS: Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Mayor Morrow, Alderman Agro. -2. **CARRIED.**



1993 January 12

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8.

C-1, C-2, C-3, C-4, C-5, C-6, C-7

H-1, H-2, H-3, H-4, H-5.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Charters in the chair. (second reading).



A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8.

C-1, C-2, C-3, C-4, C-5, C-6, C-7

H-1, H-2, H-3, H-4, H-5.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8.

C-1, C-2, C-3, C-4, C-5, C-6, C-7

H-1, H-2, H-3, H-4, H-5.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*







1993 January 19

Minutes of the Special Meeting  
of Hamilton City Council  
Tuesday, 1993 January 19  
5:10 o'clock p.m.  
Council Chambers, City Hall

Present: Acting Mayor V. J. Agro.

Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger,  
Charters, Merling, Anderson, D'Amico, Ross.

Absent: Mayor R. M. Morrow - vacation  
Alderman W. McCulloch - bereavement  
Alderman T. Jackson - personal commitment

Acting Mayor V. J. Agro called the meeting to order.

\* \* \* \* \*

The purpose of this meeting was to consider a report from the Parks and Recreation Committee respecting the issuance of a purchase order and the awarding of a contract for the West Mountain Twin Pad Arena.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Parks and Recreation Committee, be now considered in Committee of the Whole with Alderman V. J. Agro, Acting Mayor in the Chair.

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps,  
Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -  
14.

NAYS: -0.

**CARRIED.**



**PARKS AND RECREATION COMMITTEE - SECOND REPORT**

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Parks and Recreation Committee be adopted.

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Bill H-6 be now read a first time.

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into the Committee of the Whole to consider Bill H-6.

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



**Consideration of the Bill (second reading).**

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on Bill H-6 be adopted.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Bill H-6 be now read a third time, signed, sealed and enrolled as a By-law.

Recorded vote.

YEAS: Acting Mayor V. J. Agro, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. - 14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

The meeting adjourned at 5:15 o'clock p.m.

Taken as read and approved

Acting Mayor V. J. Agro

S. G. Hollowell  
Acting City Clerk

1993 January 19



## **REPORT OF THE PARKS AND RECREATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SECOND** Report for 1993 and respectfully recommends:

1. (a) That a purchase order be issued to Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario in the amount of \$8,477,532. for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive, Hamilton, Ontario.

This amount does not include the estimated amount of \$593,427. Goods and Services Tax (G.S.T.).

- (b) That approval be given to enter into a contract, satisfactory to the City Solicitor, with Bradscot Construction Limited, 144 Bullock Drive, Markham, Ontario for the construction of the New West Mountain Twin Pad Arena, 91 Chedmac Drive. The construction amount will be \$8,477,532.

- (c) That the Mayor and the City Clerk execute the contract on behalf of the City.

2. That leave be granted to introduce the following Bill:

**Bill H-6**

A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

1993 January 19



**CORRESPONDENCE**







**Correspondence:**

1. Application dated 1993 January 18 from Adorn Investments Limited and Valerie Fine, Trustee (Midas Bowling Lanes Ltd.), Stoney Creek, Ontario for changes in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District for Block "1", from "AA" (Agricultural) District to "RT-30" (Street Townhouse) District for Block "2", from "AA" (Agricultural) District to "H" (Community Shopping and Commercial, etc.) District for Block "3" and from "R-4" (Small Lot Single-Family Detached) District to "RT-30" (Street Townhouse) District for Block "4", for property located at the rear of No. 1011 Queenston Road, Hamilton, Ontario.

**Recommendation:                      Be Received.**

2. Application dated 1993 January 20 from J.A. Riccio Developments Inc., R. R. #10, Brampton, Ontario for removal of the "H" - Holding Provision from the "HH" (Restricted Community Shopping and Commercial) District, modified for property located at Nos. 1379-1383 Upper James Street, Hamilton, Ontario.

**Recommendation:                      Be Received.**







## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **THIRD** Report for 1993 and respectfully recommends:

1.
  - (a) That permission be granted to the Hamilton Cardinals Baseball Club to sell sign board advertising to be erected on the fencing surrounding Bernie Arbour Stadium.
  - (b) That the Club be responsible for any costs associated with the selling, production, installation, maintenance, removal, storage and insurance of all sign boards.
  - (c) That the City of Hamilton, Department of Culture and Recreation, purchase the fence advertising sign boards from the former Hamilton Redbirds Club from the 1992 surplus in Account No. CH53105 70040 provision for Sports Subsidies for use by the Hamilton Cardinals Baseball Club.
  - (d) That this amount be reimbursed by the Hamilton Cardinals Baseball Club to the Department of Culture and Recreation no later than 1993 July 31.
  - (e) That permission be granted to the Hamilton Cardinals Baseball Club to operate the snack bar concession stands at Bernie Arbour Stadium and to service all user organizations at the Stadium for a period of five years commencing 1993 May.
  - (f) That the Club provide adequate insurance, for the operation of the snack bar concession operation.
  - (g) That the City enter into an agreement, satisfactory to the City Solicitor, with the Hamilton Cardinals Baseball Club.
2.
  - (a) That approval be given to provide supervised programs of Winterfest to permit dog weight pull, sleigh rides, bon fire and large events at Chedoke and King's Forest Winter Sports Parks from 1993 February 11 to February 14.
  - (b) That approval be granted to the following Community Councils to conduct sleigh rides, bon fires and various large Winterfest Family activities in their neighbour parks.



Powell Park Community Council	1993 January 30
Gilkson Park Community Council	1993 January 31
Rushdale Community Council	1993 January 30 and January 31
Eastmount Park Community Council	1993 February 6
Gourley Park Community Council	1993 January 31
Calquhoun Rink Park Committee	1993 February 7
North Central Community Council	1993 February 7
Beach Strip-After 4 Program	1993 February 13

3.
  - (a) That consideration be given in the 1993 - 2003 Capital Budget for the reconstruction of the Gore Park walkways in 1995; and
  - (b) That the Gore Park Review Team be authorized to undertake an "in-house" detailed study, outlining the cost/benefits of installing bus transit shelters in the Gore Park Study Area; and
  - (c) That the Parks Division of the Public Works Department be authorized to further study lighting in Gore Park with a view to improving the security and aesthetic aspects of the Park; and
  - (d) That the Public Works and Culture and Recreation Departments be authorized to meet with the Downtown Hamilton B.I.A. to evolve specific guidelines for the holding of events in Gore Park; and
  - (e) That the Guidelines prepared by the Gore Park Review Team contained within the report marked Appendix "A" attached hereto, concerning programming, maintenance, design, transit shelters, lighting and security be adopted; and
  - (f) That Parks Division staff be authorized to evolve a public input/awareness strategy to inform the public of the problems and possible solutions associated with the Gore Park walkways and transit shelters for consideration by the Parks and Recreation Committee.
4.
  - (a) That the existing Capital Budget Project Submission titled "Feasibility Study - Multi Use Professional Sports Complex" be amended to "West Harbourfront Development Study" as detailed in the Project Submission Form, attached hereto as Appendix "B".
  - (b) That consideration be given in the 1993 - 2003 Capital Budget to fund this study at a cost of \$300,000. in 1993.
  - (c) That the Sports Complex Study Steering Committee be disbanded and a West Harbourfront Development Study Steering Committee be established.



- (d) That staff be authorized to enter into discussions with various public agencies and private land owners in the West Harbourfront precinct concerning the City's interests in planning this area including the development of a major Multi-Use Professional Sports Complex as a possible joint public and private sector initiative.
  - (e) That for the purposes of this study, related tasks assigned through various sub-committees of Council will be reported through the West Harbourfront Development Steering Committee to the Parks and Recreation Committee.
  - (f) That the Steering Committee be authorized to prepare detailed terms of reference for this study, for the consideration of the Parks and Recreation Committee.
5. (a) That the City of Hamilton advise the Provincial Minister of Culture and Communications that it supports the Minister's efforts in lobbying the Federal Government for increased funding for Training in the Arts; and
- (b) That Federal funding to the Canada Employment and Immigration Commission (C.E.I.C.) for a Training Programme entitled "Canadian Job Strategy", which provides training funds for which the cultural sector is eligible, should be increased by at least 3% of its present allocation.
6. (a) That the "Arenas Feasibility Study", contained in the Department of Culture and Recreation's 1993 portion of the 1993 - 2002 Capital Budget Submission be given a high priority.
- (b) That the "Arenas Feasibility Study" include a review of the Annual Arenas Maintenance Budget.

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

**1993 January 19**



Appendix "A" as referred to in  
Section 3 of the THIRD Report  
of the Parks and Recreation  
Committee for 1993

The City of Hamilton

REVIEW OF GORE PARK

Report by the:  
Gore Park Review Team

January 11, 1993



TABLE OF CONTENTS

1. Executive Summary
2. Gore Park Review Team Members
3. Task Group Reports
  - a) Investigation of Performance Problems - Paving Stone Pedestrian Walkways in Gore Park
  - b) Accommodating Transit Shelters in Gore Park
  - c) Lighting and Security
  - d) Design Guidelines
  - e) Programming
4. Information Reports to Standing Committees



## 1. EXECUTIVE SUMMARY

### Background:

Since its redevelopment in 1984, there have been a considerable number of issues and developments within Gore Park which have had an impact on the function, programming, security accessibility and aesthetic characteristics of the Park. These issues have impacted significantly on the operating budgets of the departments involved in maintaining this site and no relief is in sight without a repair programme. Maintenance is primarily shared between the Parks Maintenance and Parks Horticulture Sections of the Parks Division, Public Works Department. Since 1984, various maintenance related issues have been dealt with piece meal with little success in resolving concerns beyond short-term solutions due to budgeting constraints and the absence of a comprehensive repair programme. Most notably, the areas requiring regular attention include the stone walkways, planting beds, fountain operation, tree/plant survival, lighting, power supply, street furniture, over all aesthetics and programming.

As a result of the H.S.R. interest in providing its customers with the highest level of service, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install transit shelters in and around Gore Park.

Given the possible impacts of this proposal on the Park, it was resolved that this matter be tabled and that a multi-disciplinary team of staff be mandated to review this and ongoing maintenance issues for the purpose of establishing a comprehensive approach to resolution of these issues.

Representatives from DAPCOM, CAPIC, L.A.C.A.C., Veterans' Committee, Urban Design Committee, Downtown Hamilton B.I.A., Public Works, Community Development, Property Maintenance and Culture and Recreation Departments formed the nucleus of the Gore Park Review Team. Members from various other public and private agencies provided additional input to the Team throughout the Study.

The study process involved numerous meetings of the Review Team, over a two-year period during which a full range of issues were reviewed and documented.

Periodic progress reports were advanced to the Parks and Recreation and the Planning and Development Committees.



-2-

Study issues were categorized under the following general headings:

1. Pedestrian Walkways
2. Multi-use Transit Shelters
3. Lighting and Security
4. Design Guidelines
5. Programming

One of the first challenges facing the Gore Park Review Team was the identification and definition of the various functions of the Park. It was determined that these functions include:

- public open space (passive green space)
- cultural and historical symbol for the City
- site of honour for three monuments
- focal point for the downtown
- assembly place for special events
- transit mall for H.S.R.

Keeping in mind that the Park must function primarily as a public open space/passive green space, the previously mentioned issues will be presented as follows:

#### Pedestrian Walkways

During the redevelopment of Gore Park in 1984, flag stone walkways were installed as a primary pedestrian surface.

Since 1985 the Public Works Department has spent an average of \$24,000. per year for emergency repairs to the flag stone walks in Gore Park. In addition, the Public Works Department has received claims from citizens having injured themselves as a result of walking conditions, claims ranging from \$2,000. to \$3,000. for out of court settlements. There is one claim pending in the amount of \$200,000. On an average, the City of Hamilton has paid out \$20,000. per year for claims and \$24,000. per year for repairs that have occurred since reconstruction in 1985 totalling \$294,000. in the past six years.

On 1991 May 28 City Council approved a recommendation of the Planning and Development Committee to adopt the Commercial Improvement Programme schedule which included \$10,000. to retain a geotechnical consultant to address the following concerns with respect to the stone walkways located in Gore Park:



-3-

1. lifting and heaving of walkways
2. polished finish on stones from pedestrians walking
3. location of expansion joints
4. deterioration of stone
5. report on base material
6. report on disabled persons access to Gore Park
7. to develop a number of repair alternatives based on costs, future rehabilitation plans and aesthetics

The report prepared by Mountainview Geotechnical Ltd., clearly illustrates the technical short-comings in the existing Gore Park walkways. The Gore Park Review Team concurs with the findings of the consultant and recommends that the walkways be reconstructed using a stamped concrete surface.

The proposed reconstruction schedule of 1995 has been selected to coincide with the current proposal by the Head-of-the-Lake Historical Society to construct a replica of the original Gore Park Fountain in time for the 1996 Hamilton Sesquicentennial. In this fashion, work would be co-ordinated to ensure a minimum time frame of disruption.

The recommended pedestrian surface of stamped concrete has the positive attributes of durability, low maintenance, aesthetic appeal and is suitable for seniors and disabled persons.

#### Multi-Purpose Transit Shelters

Gore Park serves many roles in the community. One of these is as a bus transit mall for Hamilton Street Railway to pick up and drop off passengers. Protection of these passengers from inclement weather has been a primary concern for H.S.R. for some time and therefore, in 1990 it submitted to the Downtown Action Plan Co-ordinating Committee and the Planning and Development Committee a proposal to install shelters in and around Gore Park. The decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of the Park.

The Review Team studies a total of seven alternative scenarios in attempt to satisfy the H.S.R. requirements for user shelter and to respect the major role of the site as a passive open space of cultural and historic significance to the City.



-4-

These alternatives include the following:

1. Canopy on the south side of King Street
2. Contra-Flow Transit Lanes
3. Re-alignment of the curb and sidewalk along the north and south sides of the southleg of King Street East
4. Shelters adjacent to existing bus stops
5. Centralized shelter within Gore Park
6. Removal of transit routes from the southleg of King Street
7. Leave the existing conditions

The perspective of the Review Team is that the most suitable solution could be the development of a multi-use shelter structure. This facility would be developed to serve both the needs of the transit users and the Park users. It is envisioned that a structure could be built which is sympathetic in design to the character and history of the Park and would eliminate the need for additional, permanent or temporary structures such as the stage canopy and the gazebo.

There exists an opportunity to create a unique multi-functional structure which could incorporate many of the existing elements in the Park such as kiosks, lighting, seating, telephones and programmable space, thereby reducing the current cluttered appearance of the Park.

Due to the complexity and sensitivity of constructing any shelter in Gore Park, this concept must be pursued from a design and cost-benefit perspective and ultimately be subject to public review and input.

It is recommended that the Review Team be authorized to study alternatives 4 and 5 in detail and provide alternatives that address the needs of many users for the review of the appropriate standing committees of City Council.

#### Lighting and Security

The Downtown Hamilton B.I.A. feel that the current level of illumination in Gore Park is inadequate resulting in considerable discomfort to the Park and H.S.R. users and a threat to personal safety. The Hamilton-Wentworth Regional Police Department report that the poor level and quality of lighting makes it very difficult to provide proper surveillance of the Park to discourage vandalism and vagrancy. City and Regional staff have conducted a preliminary review of the lighting in and around Gore Park and confirm the lighting in the Park.



-5-

The report prepared by staff, outline the safety and maintenance problems associated with the existing lighting system and includes drawings of the Park showing the existing footcandle readings and problem areas.

It is recommended that further study be conducted to firstly establish objectives for improving the security and aesthetic aspects of lighting Gore Park and secondly, prepare a lighting concept plan, design guidelines and an implementation strategy to achieve these lighting objectives.

#### Design Guidelines

Gore Park plays a unique role for the City of Hamilton. It is both a symbol for the City and Region, with cultural and historic significance, and a dynamically evolving public open space. It also has the distinction of being one of the first public parks in Ontario.

The Park caters to a wide variety of needs and functions serving the requirements of a broad and diverse groups of users. Over the past 150 years, the Park has experienced many changes in user preferences and undergone significant physical modifications to meet these preferences. Often times, modifications have been done without consideration of the impact on the Park as a whole or on the long-term effects.

Currently, Gore Park is experiencing many problems relating to maintenance, user safety, appearance and staging a variety of activities. These problems are placing pressures to further modify the Park.

Given these various circumstances, it is increasing evident that any modifications should be done in accordance with approved design guidelines. Staff have prepared Design Guidelines for Gore Park which are included in this report.

These Design Guidelines will serve as a series of mandatory and discretionary measures that will guide the design of future modifications to the Park.

It is not the intent of these Design Guidelines to effect a redevelopment of Gore Park, but rather to work within the context of the recently redeveloped Park.

#### Programming

Programming of any facility is determined by the needs of its primary users. In this case, based on the present-day roles of the Park previously listed, only one of these needs relates to special event programming.



-6-

In the past, the Park has been a very active area used by the City's Culture and Recreation Department, the Downtown Hamilton B.I.A. and other users as an activity centre. Gore Park has programmable space of only 1,000 metres technically allowing for a maximum of 700 persons for any given event (1.4 metres per person). In the past, events such as New Year's Eve, Pumpkin Patch, etc. have drawn upwards of 5,000 people at any one time. Since Gore Park is, as previously noted, primarily a public open space for passive use, these events have been very hard on the Park and maintenance budgets.

The Downtown Hamilton B.I.A. along with the Public Works and Culture and Recreation Departments have given consideration to these uses and have determined that the Park is not properly suited to these activities and that the dollar returns to the local business community are small relative to costs. Other public open spaces such as the City Hall Forecourt and Common Wealth Square are more appropriate spaces for such concentrated levels of activity.

It is therefore recommended that events in Gore Park be limited to a more appropriate size, calibre and theme, and that the Culture and Recreation and Public Works Departments along with the Downtown Hamilton B.I.A. propose specific guidelines to meet this purpose.



**GORE PARK REVIEW TEAM MEMBERS**

B. Chrystian	Public Works Department
J. McNeilly	Public Works Department
L. Stasiuk	Public Works Department/Regional Advisory Committee for Persons with Physical Disabilities
P. Booker	Public Works Department
C. Firth-Eagland	Public Works Department
M. Walton	Public Works Department
J. Pook	Public Works Department
R. Gadawski	Public Works Department
J. Sakala	Planning and Development Department
V. Matus	Planning and Development Department
N. Chapple	Planning and Development Department
P. Campea	Engineering Department
S. Barley	Engineering Department
S. Merlo-Orzel	Culture and Recreation Department
C. York	Culture and Recreation Department
S. Renshaw	Economic Development Department
J. Mokrycke	L.A.C.A.C.
R. Harris	Downtown Hamilton B.I.A.
G. Gouthreau	Downtown Hamilton B.I.A.
D. Reiger	H.S.R.
A. McLaughlin	H.S.R.
L. Peddle	Parks and Recreation Citizens Sub- Committee
M. Roach	Veterans' Committee

**Representation as required:**

Regional Advisory Committee for Persons with Physical Disabilities  
Traffic Department  
Police Department  
D. Missett, Head-of-the-Lake Historical Society



Mountainview  
Project No. S0160

Page i

INVESTIGATION OF PERFORMANCE PROBLEMS  
PAVING STONE PEDESTRIAN WALKWAYS IN GORE PARK  
PHASE 1 OF THE DOWNTOWN ACTION PLAN  
BETWEEN JAMES STREET AND JOHN STREET  
HAMILTON, ONTARIO

---

## EXECUTIVE SUMMARY

This report presents the findings of an investigation into the unsatisfactory performance of the paving stone pedestrian walkways at Gore Park, in Hamilton. The stone walkways were constructed in 1984 as part of the Downtown Hamilton Action Plan. The supply of stones and the construction of the stone walkways had an approximate 1984 construction value of \$330,000.00 and represented a portion of the \$1,357,600.00 total contract amount for Phase 1 of improvements to Gore Park. Performance problems with heaving and shifting of stones first occurred in early 1985, and have continued to the present. In addition, cracking and deterioration of the stones, as well as surface polishing in high pedestrian traffic areas has occurred with time.

The performance problems have resulted in hazardous walking conditions for downtown pedestrians due to "trip" hazards, and slippery surface conditions. The performance problems have contributed to a relatively high number of personal injury claims, and on-going yearly maintenance costs to the City of Hamilton. The value of claims attributed to Gore Park paving stone walkways is typically in the range of \$3,200.00 to \$10,000.00. The total value of claims paid by the City to date is approximately \$150,000, and the value of paving stone repair work is in the order of approximately \$24,000 per year.

The primary objectives of this investigation were:

1. Determine the details of the as-built paving stone walkway conditions in relation to the tender specifications;
2. Assess the quality of the walkway stones and the degree of compliance with the specifications;
3. Evaluate the cause or causes of the stone walkway performance problems, and recommend the most cost-effective action for the City to mitigate the problems; the mitigative action should be aesthetically pleasing and technically sound with safe walkway conditions for all persons, including physically disabled persons;



The as-built paving stone walkways consist of cut stone slabs which are supported on a cement mortar bedding overlying a concrete base. In the Gore Park area, there is approximately 3000 m<sup>2</sup> (32,000 ft<sup>2</sup>) of stone walkways.

#### FINDINGS

The findings of site investigations, observations, data review, and testing are summarized as follows:

1. The paving stones supplied to Gore Park consist of thinly bedded dark grey dolomitic limestone, not sandstone as specified in the contract specifications prepared by Moorhead Fleming Corban McCarthy, Landscape Architects.
2. The paving stones supplied to Gore Park were found to have variable thicknesses in the range of 15 mm to 70 mm, compared to the pedestrian stone thickness of 30 to 50 mm specified in the contract documents prepared by Moorhead Fleming Corban McCarthy. Ten stones out of fourteen randomly selected stones had measured thicknesses which failed to meet the specification.
3. The layered limestone paving stones exhibit a susceptibility to delamination along rock bedding planes and deterioration with time (refer to photograph 4 in Appendix A). In the course of site excavations and handling stones for examination, several stones fractured completely into thin sections which demonstrated the advanced state of deterioration over 8 years of service.
4. The skid resistance properties of the thinly bedded limestone paving stones are significantly lower compared to conventional broom-finished concrete sidewalks, hot mix asphalt, and interlocking concrete blocks. Compared to concrete sidewalks and interlocking concrete blocks, the Gore Park paving stones were up to 40 percent more polished and slippery in the high volume pedestrian traffic areas next to bus stops in the Transit Mall.
5. The walkway surface grades on the south side of Gore Park in the bus stop zones between James Street and Hughson Street are at severe crossfalls in the order of 5.9 to 6.0 percent and are two to three times the accepted safe practice of 2 percent for sidewalks.



Mountainview  
Project No. S0160

Page iii

6. Vertical heaving of the paving stone slabs has occurred and is visually the most evident adjacent to existing concrete curbs along the south side of Gore Park. At the time of surveying on February 12, 1992, the surface elevations of the paving stones were commonly 30 mm to 40 mm above the top of the adjacent concrete curb in the bus stop areas on the south side of Gore Park. The stone heaving was not present on the south side of Gore Park from James Street easterly for a distance of about 23 m from the north-south curb line of James Street. East of this location, heaving abruptly occurred again and was present along the full curb length to Hughson Street. The main difference in site conditions was found to be the presence of plastic conduit pipe behind the concrete curb where heaving had not occurred. The conduit contained water and was providing positive subsurface drainage.

In other areas of Gore Park between James Street and Hughson Street, differential heaving between the stones and the top of the adjacent curb was generally not severe and did not exceed 10 to 12 mm.

On the south side of Gore Park between Hughson Street and John Street in the bus stop areas, the heaving of the stones relative to the top of the curb was in the order of 22 to 28 mm and was not as severe as the block between Hughson Street and James Street. In other areas along the south side of Gore Park, the heaving was less severe and in the range of 12 mm to 18 mm.

7. The condition of the mortar bedding was variable such that in some areas, the mortar was hard and homogeneous, and in other areas it had deteriorated to the equivalent of limestone screenings. In areas where mortar deteriorate had occurred, it was common for the stone slabs to be loose and move or rock back and forth under pedestrian foot traffic;



Mountainview  
Project No. S0160

Page iv

#### DISCUSSION

The performance problems with the paving stone walkways in Gore Park are due to both shortcomings in design, and in quality control of construction and materials. The basis of the design was a thin cut stone set in rigid mortar on a rigid concrete base. This design has been proven by British research [4] to result in frequent loosening of stones due to temperature induced warping of the stones, and detachment of the stones from the mortar bedding. The British study showed that stone cracking was found to cover about 95 percent of the walkway area after using mortar bedding, compared to 5 percent cracking with granular bedding. The specified thin stone thickness (30 to 50 mm), and the fact that actual stone thicknesses supplied to the Gore Park site were below the minimum allowable, further increased the potential for the stones to fail due to cracking from temperature induced stresses.

In addition to loosening and cracking of the stones, heaving of the stones is reported to have occurred after the initial winter season, and continues to occur. The differential heaving of the stones at the curb is very similar to heaving of conventional concrete sidewalks poured adjacent to curbs. This was observed in February, 1992 in downtown Hamilton (north-west corner of King Street and James Street at Jackson Mall) and has also been observed in other municipalities. The heaving is considered to be related to discontinuous subsurface drainage, and is due to frost action.

The stone quality, in combination with steep crossfall grades, is considered to be the third major contributing factor to the walkway performance problems. The specified "sandstone" paving stones were not supplied to the project and thinly bedded limestone slabs were substituted. The limestone has demonstrated a tendency to "polish" under high volume pedestrian traffic and result in relatively slippery surface conditions. This is probably accelerated by surface grit and salt which acts as an abrasive under foot traffic. Where as-built transverse walkway grades are 5 to 6 percent and exceed the accepted practice of 2 percent, unsafe conditions for pedestrians have resulted.



Mountainview  
Project No. S0160

Page v

RECOMMENDATIONS FOR REMEDIAL MEASURES

The Gore Park paving stone walkways are expected to exhibit continued long term performance related problems, and require on-going yearly maintenance. Therefore, it is recommended that the long term plan for the City of Hamilton should be full width and full depth replacement of the stone walkways with an acceptable walkway structure, built to suitable surface grades for safe access of pedestrians and physically disabled persons.

Several acceptable options are available for walkway surfaces:

1. conventional broom finished concrete
2. architectural patterned concrete
3. flame-textured cut granite
4. interlocking concrete paving stones
5. cut sandstone

A comparison of the relative unit costs of the surface types, as well as advantages and disadvantages of each type are give in Table 4 of the report.

The Gore Park area is a high profile area of Hamilton with respect to public awareness. Given the several past problems with the redevelopment of Gore Park, it is essential that any further walkway work have a low risk of failure, and a high aesthetic value at reasonable costs. For these reasons, it is recommended that the long term remedial plan for Gore Park walkways include either architectural patterned concrete, or interlocking concrete pavers. These two options appear to offer the optimum choices in aesthetic quality, construction costs, and minimum risk of performance problems.

The architectural patterned concrete option can not accommodate the existing concrete base, and will therefore require full concrete base removal and granular base construction. The interlocking concrete pavers may prove to be a cost-effective option over patterned concrete since a partial depth reconstruction alternative utilizing the existing concrete base and concrete pavers is possible.



Mountainview  
Project No. S0160

Page vi

The partial depth remedial option would involve the following procedures:

- remove the stone surface slab and mortar bedding to expose the concrete base
- install perforated subdrain pipe behind the existing curb and gutter with positive drainage outlet to catchbasins
- grind the concrete surface to provide approximately 80 mm of space between the top of the concrete slab and the proposed finished surface grade
- supply and install 50 mm concrete stone pavers on a 25 to 30 mm thick granular bedding material, with sand fill between joints.

This remedial option has a higher risk of problems compared to total reconstruction with architectural patterned concrete, or interlocking pavers on a reconstructed granular base since it is designed to utilize as much of the existing construction as possible. The major benefits of this option are the ability of the City of Hamilton to undertake a staged approach to the remedial walkway work in Gore Park, and to address the unsafe walkway conditions without delay where crossfall grades are steep, and stone surfaces are slippery. The steep crossfall grades and slippery stone surfaces on the south side of Gore Park require immediate attention. In addition, the costs of this type of remedial work are expected to be about 50 to 70 percent of the costs of total reconstruction with architectural patterned concrete, or interlocking concrete pavers.

Based on research in the United States on the slip resistance of walkway surfaces, human gait, and footwhere properties [7], the Gore Park bus stop areas represent high risk personal injury areas. The bus stop zones are areas where elderly pedestrians with reduced physical abilities are exposed to dangerous walkway surfaces. The proposed remedial option offers an opportunity to address the dangerous walkway conditions without a need to rehabilitate all of Gore Park. In addition, the costs of this type of remedial work are expected to be about 50 to 70 percent of the costs of total reconstruction with architectural patterned concrete, or interlocking concrete pavers.

The estimated total construction costs for the complete reconstruction options, excluding 7 percent GST and including quality control testing and inspection, are \$288,000.00 for architectural patterned concrete, and \$184,000.00 for interlocking concrete pavers.



DEPARTMENT OF PUBLIC TRANSIT  
MEMORANDUM

.....

TO: Gore Park Review Team  
FROM: Transit Shelter and Public Service Facilities Review Group  
SUBJECT: Accommodating Transit Shelters in Gore Park      DATE: 1992 December 23

Introduction

The Transit Shelter and Public Service Facilities Review Group has met recently to review and discuss the various alternatives to accommodate transit shelters within the Gore Park area. The following report details the need for shelters in this area and evaluates several alternatives to accommodate this need.

The current objective of the Gore Park Review Team is to review each alternative outlined in this report and eliminate the least desirable. The remaining options would undergo a more detailed examination. The results of these in depth studies will be presented at a future Gore Park Review Team meeting where they may be incorporated into the final committee report.

Background

The south leg of King Street between John Street and James Street is an integral part of the Hamilton Street Railway's downtown transit terminal. Eight routes stop along this portion of roadway where approximately 6,000 H.S.R. customers (a large portion being seniors) board and alight buses on an average weekday (see attached figure 1).

Currently, customers waiting to board the bus at these stop have no protection from the elements, and with the wind tunnel effect from the surrounding buildings, the weather can be quite severe at times.

Over the past several years, the H.S.R. has undertaken the installation of over 400 transit shelters throughout the region. One of the few remaining areas that warrants shelters is this portion of the downtown transit terminal.

Based on the above, it is apparent that there is a urgent need for shelters in this area. In addition, it is the recommendation of the Transit Shelter Review Group that every measure be taken to accommodate the installation of shelters that complement the various functions and themes of Gore Park.

Analysis of Alternatives

Several proposals to accommodate shelters within Gore Park have been developed and their advantages and disadvantages were defined.



### Alternative #1 - Canopy on the South Side of King Street

This alternative would involve the construction of a canopy style shelter which would extend from the buildings along the south side of the south leg of King Street, opposite the park.

#### Advantages

- offers some protection for transit users
- provides a continuous covered walkway for pedestrians
- could increase revenue for adjacent businesses
- relatively inexpensive
- no alterations to existing H.S.R. bus routings
- little or no effect on H.S.R. operations

#### Disadvantages

- would require transit users to cross the street in order to board the bus
- safety concerns (midblock pedestrian crossings)
- shelters would not be fully utilized by transit customers due to distance from bus stop
- shelters would be located in a more somber area of the park

### Alternative #2 - Contra-flow Transit Lanes

Similar to alternative #1, this option would have shelters constructed along the south side of King Street. In addition, H.S.R. buses would follow a contra-flow routing (see attached Figure 2), so that passengers would board and alight from the south side of King Street directly adjacent to the shelters

#### Advantages

- offers protection for transit users
- provides a continuous covered walkway for pedestrians
- could increase revenue for adjacent businesses
- increased access to GO Transit Station on Hunter St.
- increases open space in the park due to removal of queueing transit customers

#### Disadvantages

- capacity problems created due to loss of traffic lane on John St. and James St.
- loss of loading bays on the east side of James St. and the south side of King St.
- bus stops would be adjacent to existing and potential sidewalk cafes
- shelters would be located in a more somber area of the park
- safety concerns - separation of traffic lanes and pedestrians
- would involve realignment of the curb radius at three separate intersections
- high costs involved in roadway realignment
- additional operating costs for H.S.R. due to increased travel time



### Alternative #3 - Realignment of Curb and Sidewalk

This concept would involve realigning the curb on the north and south sides of King St. between Hughson St. and James St. (see figure 3). Due to the sensitive area surrounding the cenotaph, the existing roadway geometrics between John and Hughson would remain essentially untouched. With the resulting increase in sidewalk width, shelters could then be placed adjacent to the bus stops with little or no effect on the abutting park area.

#### Advantages

- offers protection for transit users as well as park users
- little or no effect on H.S.R. operations
- shelters located in a better lit area of the park
- increases the capacity of the park
- no alterations to existing H.S.R. bus routings
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

#### Disadvantages

- high costs involved in roadway realignment
- loss of potential sidewalk cafe area on the south side of the street
- loss of existing parking bays
- no bus shelters at stop adjacent to cenotaph

### Alternative #4 - Shelters Adjacent to Existing Bus Stops

No changes or alterations to the roadway, sidewalk or park area would occur with this alternative as transit shelters would be installed directly adjacent to the bus stops in Gore Park.

#### Advantages

- offers protection for transit users as well as park users
- no effect on H.S.R. operations
- shelters located in a better lit area of the park
- no additional costs
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

#### Disadvantages

- could be controversial - poor public perception
- loss of open space in the park (increased clutter)
- no bus shelters at bus stops adjacent to the cenotaph



Alternative #5 - Centralized Shelter within Gore Park

This option would see the installation of one centralized shelter within the park to service all bus stops. No changes or Alterations to the roadway, sidewalk or park would occur.

Advantages

- offers some protection for transit users as well as park users
- no effect on H.S.R. operations
- shelters located in a better lit area of the park
- no alterations to existing H.S.R. bus routings
- no additional costs
- shelters could incorporate other park elements (i.e. poles, benches, telephones, waste collection, etc.)

Disadvantages

- could be controversial - poor public perception
- loss of open space in the park (increased clutter)
- no bus shelters at bus stops adjacent to the cenotaph
- shelters not directly adjacent to bus stops

Alternative #6 - Removal of Transit Routes from South Leg of King Street

The most complex and controversial alternative, this option would see all transit routes removed from the south leg of King Street and redistributed throughout the downtown area where shelters could be accommodated easier.

Advantages

- removes visual clutter from park area (buses and queueing passengers)
- increase park capacity

Disadvantages

- alter existing transit customers travel patterns
- major impact on H.S.R. operations
- could raise transit costs due to increased travel time
- loss of park utilization
- could result in loss revenue to adjacent businesses
- could impact on the capacity of surrounding streets



Alternative #7 - Existing Conditions

This final option would involve maintaining all existing conditions with no alterations to the park, roadway, bus stop and bus routes.

Advantages

- no risk of controversy - poor public perception
- no effect on H.S.R. operations
- no effect on the existing functions of the park
- no costs involved with the installation of shelters

Disadvantages

- H.S.R. customers and park users continue to endure poor weather conditions
- opportunity to incorporate other park elements with shelters is lost (i.e. poles, benches, telephones, waste collection, etc.)

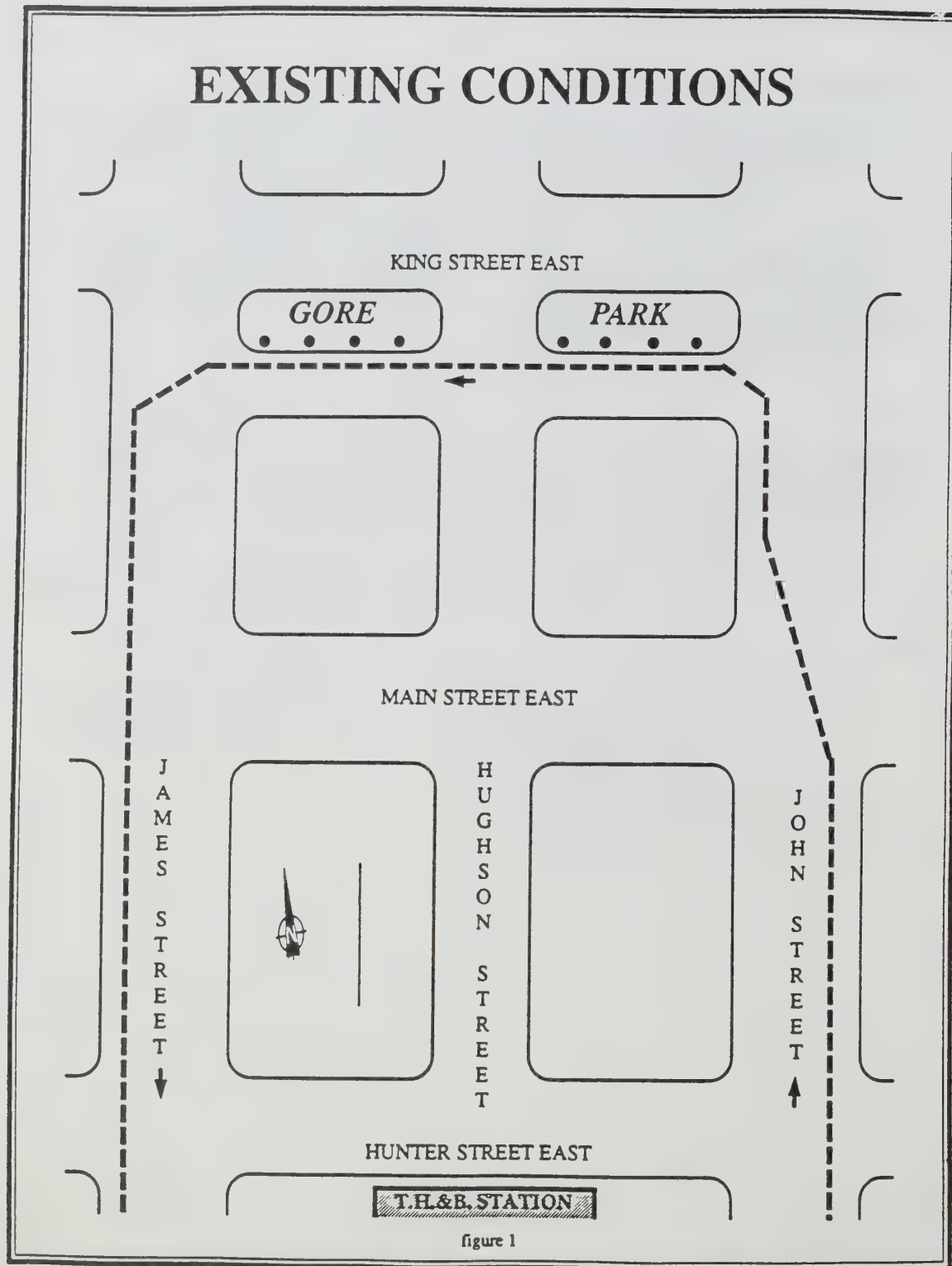
Conclusions

In reviewing the above, it is evident that no perfect solution to the problem exists and further study of the alternatives is required. However, through discussion by the entire Gore Park Review Team, it is hoped that several of these options can be eliminated and only two or three would be studied in depth.

/DR

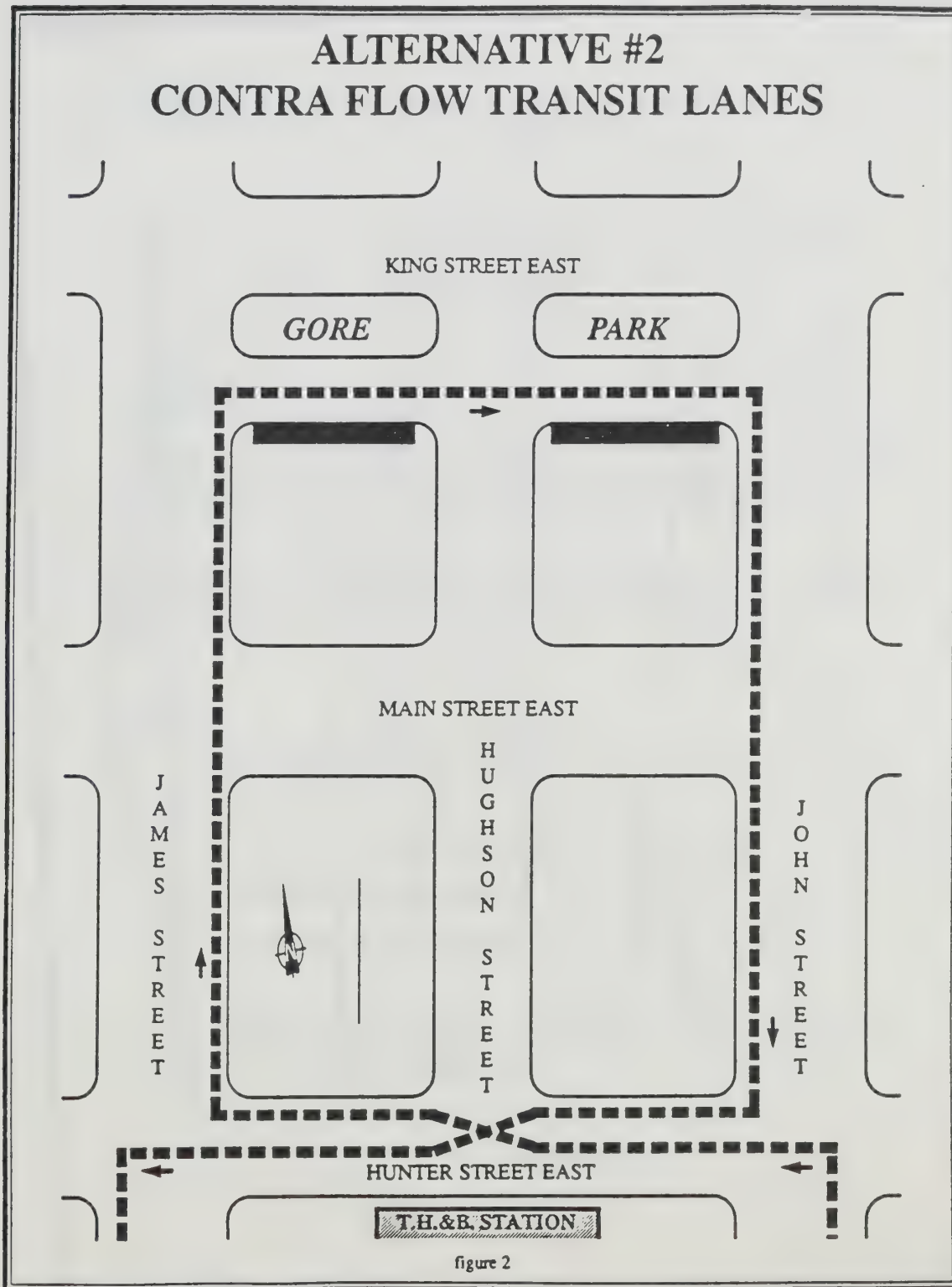
attach:







## ALTERNATIVE #2 CONTRA FLOW TRANSIT LANES





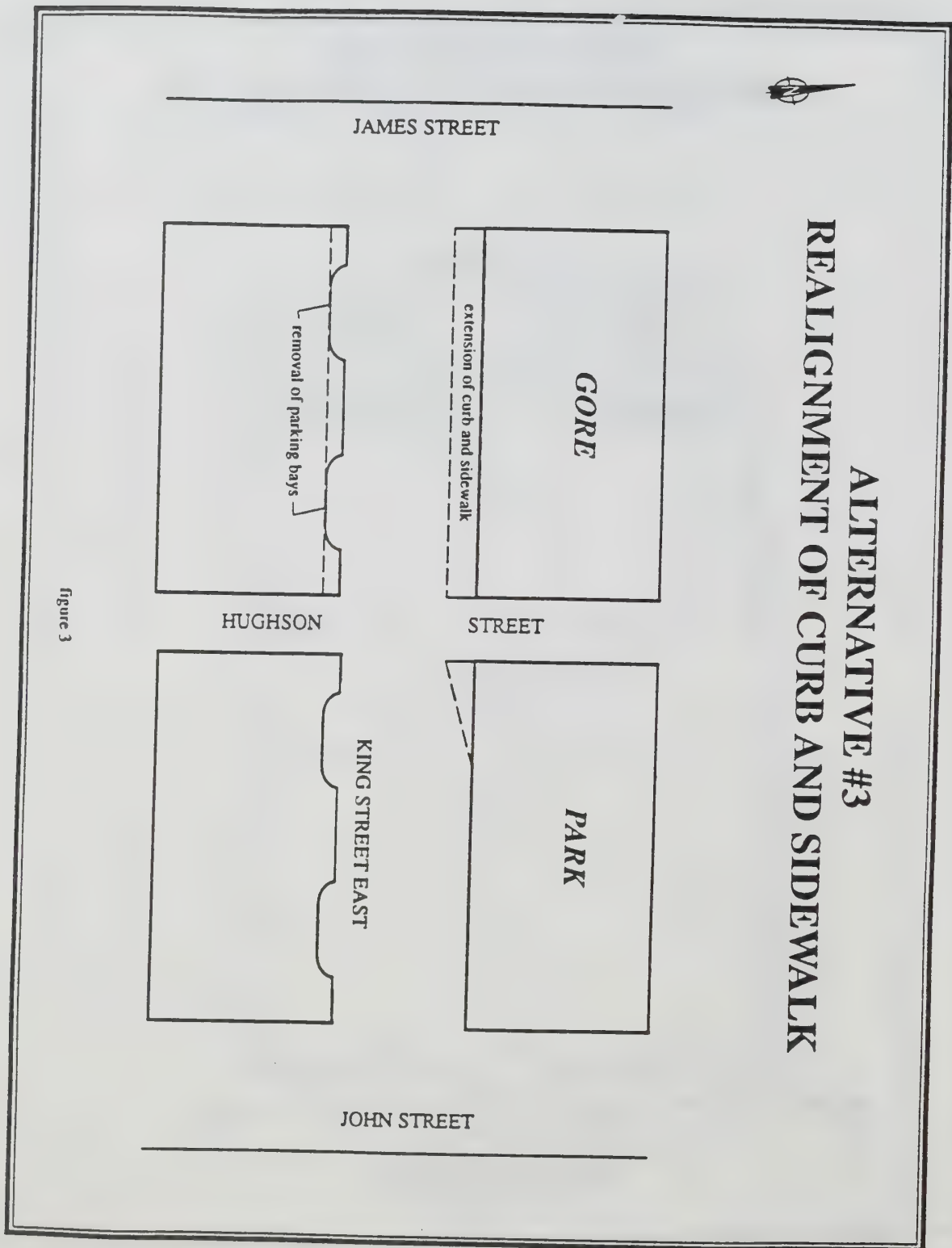


Figure 3



**GORE PARK REVIEW TEAM  
LIGHTING AND SECURITY SUB-COMMITTEE REPORT**

A preliminary review of the permanent lighting in and around Gore Park has been undertaken as requested by the Review Team. Special event lighting was not reviewed.

Mr. Steve Barley, CET obtained light level readings in Blocks 1 and 2 on 1990 October 03. These readings are indicated on Drawings ES-1 and ES-2, attached to this report. An evening investigation of the lighting and Park use was conducted by Mr. Chris Firth-Eagland and Mr. Lawrence Stasiuk on 1990 October 17.

As a result of these investigations and subsequent discussions, we have concluded that the existing lighting of Gore Park is inadequate. Corrective measures will be required to achieve lighting objectives. Comments are provided below and on Drawings ES-1 and ES-2.

**PROBLEMS**

1. Park lighting is normally done for specific purposes or objectives. For Gore Park these purposes may have been the following:
  - a) Security
    - personal safety
    - protection of property/discourage vandalism
  - b) Directional - highlight walkways to direct people through the Park
  - c) Definition of Space and Activity Areas
    - transit zone
    - performance area
    - pavilion
  - d) Feature Lighting - to highlight special elements of the Park i.e. cenotaph, monuments and fountains.

...../2



- e) Accent Lighting - to accentuate elements of the park to create and/or enhance a particular mood ie. uplighting of trees, mini lights in tree branches.

The lighting in Gore Park fails to meet these objectives.

2. The light levels are too low for a high use park in the centre of a major urban commercial zone. Many areas of the park receive virtually no illumination. As shown on the drawings, the average footcandle readings in Blocks 1 & 2 is 0.35 and 0.4 fc. Many areas have a reading of 0.1 fc. It may be more appropriate to have a minimum level of 0.5 fc in casual use areas and 1.0 to 1.5 fc in heavy use areas. By comparison, King Street East and James Street (classified as major commercial roads) have average footcandle readings of 2.0 fc.
3. It appears that there was no attempt made to provide proper park lighting. Almost all pole mounted luminaries are located around the perimeter of the park. The primary purpose was to illuminate the streets and transit mall and not the park. The park does receive some spillover light, however, this is not adequate. There are four pole mounted lights around the Queen Victoria monument, but the illumination is so low to be almost non-existent.
4. There are many other maintenance and safety issues associated with the existing lighting and electrical distribution system. These include:
  - a) Electrical duplex receptacles are mounted in the poles of the street lights approximately 2 feet above grade. Many of these do not have covers. There is the potential for children to be injured if they play with these.
  - b) Pole lights in paved areas have loose gravel around their bases. The gravel is sometimes kicked out of its area onto the sidewalk which exposes a lip around the pole base. This is unattractive and a potential trip hazard.
  - c) There are many wires hanging from the trees which could invite someone to grab them.
  - d) Mini lights in the trees are a maintenance concern with respect to bulb replacements, tree pruning and repositioning the strings of lights as a result of tree growth.
  - e) Lighting in the fountain was not functioning properly.
  - f) The finish on many light and traffic poles is in poor condition. This includes peeling paint from galvanized surfaces, scratches and rust.



RECOMMENDATIONS

1. Establish objectives for improving the security and aesthetic aspects of lighting Gore Park.
2. Prepare a lighting concept plan, design guidelines and an implementation strategy to achieve these lighting objectives.

FUTURE ACTION

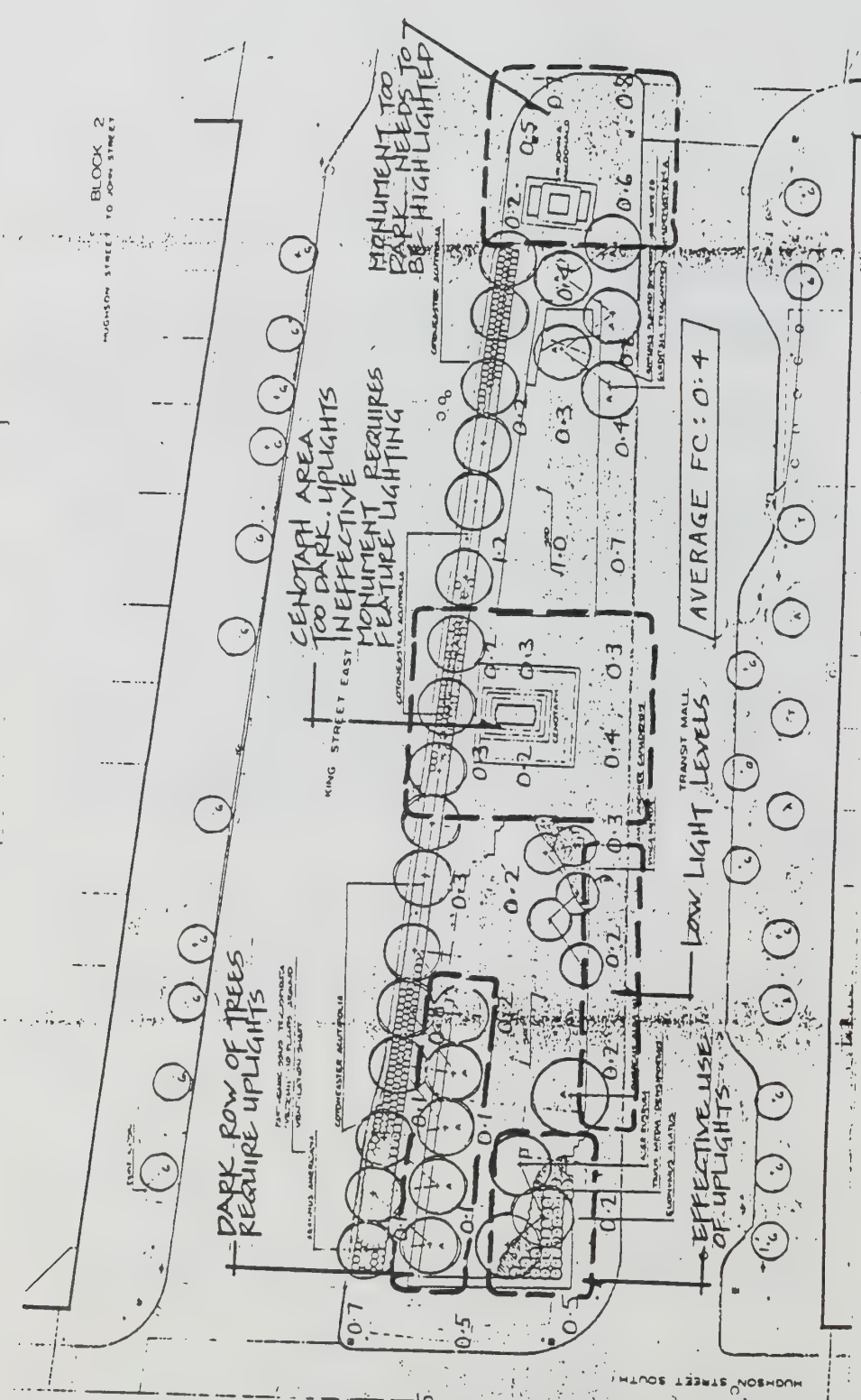
1. Conduct further study of existing conditions.
2. Obtain comments regarding park lighting from park users.
3. Prepare lighting objectives, concept plan, and design guidelines.
4. Prepare an implementation strategy with cost estimates.

LS/mc  
Attachment



NOTE:  
FOR LIGHT ON CANDLES, SEE P. 13

BLOCK 2  
MICHIGAN STREET TO JOHN STREET



ES-1

GORE PARK  
LIGHT LEVELS

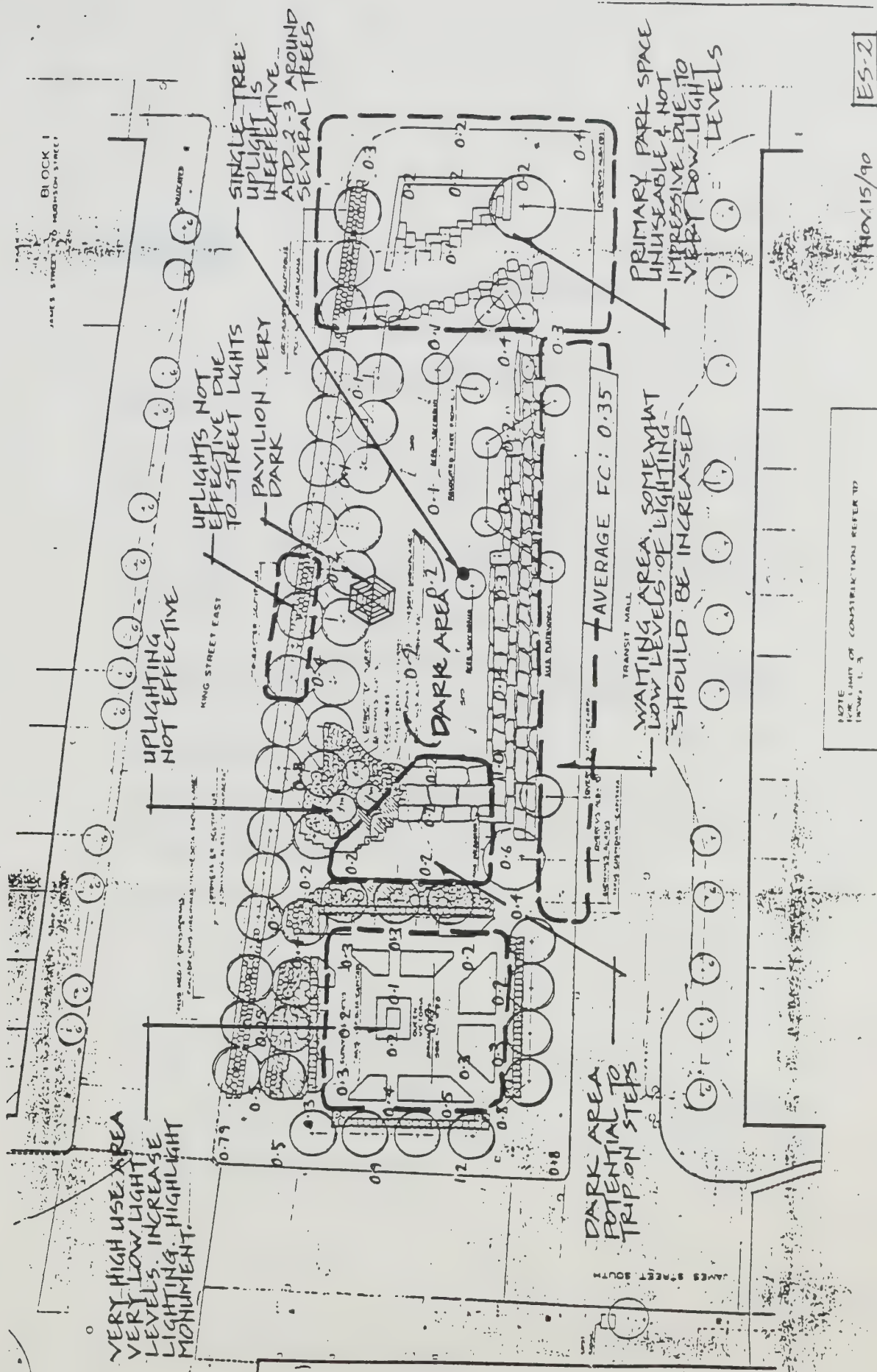
READINGS TAKEN  
OCT. 3 '90

ALL READINGS  
IN FOOT CANDLE

STANDARD 5:10-310

COMMENTS:  
L. STASIUK NOV 15/90







***DRAFT***

THE CITY OF HAMILTON

GORE PARK REVIEW TEAM

**DRAFT REPORT**

of the

**DESIGN GUIDELINES REVIEW GROUP**

January 5, 1993

Team Members:

Chris Firth-Eagland  
Vladimir Matus  
Lawrence Stasiuk



**DRAFT GUIDELINES FOR GORE PARK  
FOR DISCUSSION**

---

**INTRODUCTION**

Gore Park plays a unique role for the City of Hamilton. It is both a symbol for the City and Region, with cultural and historic significance, as well as, a dynamically evolving public open space.

The Park caters to a wide variety of needs and functions to serve the requirements of a broad and diverse groups of users. Over the past 150 years, the Park has experienced many changes in user preferences and undergone significant physical modifications to meet these preferences. Often times, modifications have been done without consideration of the impact on the Park as a whole or on the long-term effects.

Currently, Gore Park is experiencing many problems relating to maintenance, user safety, its appearance and staging a variety of activities. These problems are placing pressures to further modify the Park.

These Design Guidelines will act as a series of mandatory and discretionary measures that will guide the design of future modifications to the Park.

It is not the intent of these design guidelines to advocate a redevelopment of Gore Park, but rather to work within the context of the recently redeveloped park. These guidelines are intended to direct future modifications to the Park in a coherent manner to ensure that the design objectives are met.

**BACKGROUND**

**A. Role of the Park:**

Gore Park serves many roles. They are as follows:

- . public open space (passive green space)
- . cultural and historic symbol for the city
- . site of honour for three monuments
- . focal point for the downtown
- . assembly space for special events
- . transit mall for H.S.R.

These roles should be maintained.



**B. User Groups:**

The park caters to a broad diverse group of users with different needs and behaviour patterns. Some of these users are:

- shoppers
- downtown workers
- people with disabilities
- blind and visually impaired people
- neighbourhood residents
- transit patrons
- tourists
- seniors
- B.I.A.
- teenagers
- war veterans

These users must be accommodated in the park.

**C. Activities:**

Many events and activities take place in Gore Park. Some of these are:

- B.I.A. promotional events
- War veteran's commemorative ceremonies
- New Years Eve celebration
- Sidewalk performers
- individual passive pursuits

Spaces must be properly designed to accommodate these types of activities.

**D. Current Park Design:**

Gore Park underwent a major redevelopment in 1984 which resulted in the creation of new spaces and the introduction of new site furnishings and materials. Unfortunately, many of the site furnishings and spaces have not been planned to properly serve current activities very well.

The park is a collection of individual spaces, arranged in a linear pattern. For the most part it appears that each space has been designed with only one purpose in mind. This approach has made it very difficult to accommodate other activities.



The character of the spaces are linked together by a natural flagstone walkway, the same style bench and a wrought iron fence. Many site furnishings and materials have not been able to perform as anticipated and have become maintenance and liability concerns.

#### E. History

Although the site for Gore Park dates back to the original founding of the City in 1816 by George Hamilton, its transformation into a landscaped park first occurred in 1860, to celebrate the Prince of Wales' visit. Even so, Hamilton's scheme counts among the earliest urban parks in Ontario, in the company with Toronto, Kingston and Niagara-on-the-Lake examples.

Hamilton's Gore Park, however, is unique: it is not only a downtown park -- it is also the City's major public square which has served the community continuously in many significant ways.

From its pre-confederation origins to the present day, Gore Park has marked both the geographical and commercial heart of the City. It has also served as the central point in the city's public transportation network, as the trolley and bus systems developed.

In keeping with the trends of mid-nineteenth century landscape architecture, Gore Park was conceived as a garden park open to the public, an island of trees and plants, a "breathing space" in the downtown core. Its survival as a garden park today reflects its Victorian origins of over 130 years ago.

Perhaps it is its additional role as Hamilton's main urban square which most distinguishes this park. The Gore has always served as the city's focal point, a place where people traditionally have gathered to celebrate, protest and remember as a community.

As a result, the well-being of Gore Park has been a matter of the highest importance to Hamiltonians -- it is the object of civic pride and an integral part of the city image. Throughout its history, there had always been a fine balance between maintaining the historical continuity of the park and allowing changes to meet the needs of each generation. In the post-war years, however, as the lifespan of the original treescape and park decoration has come to an end, there has been an every increasing swing away from the original design.

The success of Gore Park, however, depends on a critical balance between continuity and change, between maintaining this basic "garden park-public square" concept and allowing appropriate contemporary modifications within this framework.



**Draft Report of the Gore Park  
Design Guidelines Review Group**

**January 5, 1993**

---

**DESIGN OBJECTIVES**

1. To maintain and reinforce of the role of Gore Park as a strong symbol for the City and as an important public open space.
2. To ensure the Park meets the needs of the wide group of users.
3. To reinforce an appropriate process of change via a reporting structure through one committee of council to ensure programming and modifications to the Park are coordinated and consistent with the approved design guidelines.
4. To establish a Gore Park Precinct within the Central Business District (C.B.D.) and develop policies and guidelines to encourage compatible development for adjacent land uses in the "heart" of the City, and to protect the Park from unpleasant winds and shadows, and to encourage a vibrant street life and commercial atmosphere.
5. To preserve Gore Park's traditional, triangular-shaped, island park. (While the trees, plants, walkways, fountain and monuments have all changed since the Park was first laid out, the Park itself-location, shape and size-has remained constant and is essential to maintaining its historic character.)
6. To preserve and enhance the public garden aspect of the Park in order to continue its traditional role as a pleasant public oasis in the middle of downtown.

**DESIGN THEME STATEMENT**

The theme of Gore Park should reflect the traditional role of the park - as an urban garden; as a meeting; and as the heart of the city.

Currently, Gore Park lacks a strong theme. It is an eclectic assembly of victorian, contemporary and rustic elements. Perhaps, poorly planned public spaces and a weak symbolic theme are two reasons why Hamiltonians are disappointed with the new Gore Park.

Since to a large extent we must live within the context of the recently redeveloped Gore Park, each step in replacing or reworking elements of the Park should bring us a step closer to unifying the theme and role of the Park.



**Draft Report of the Gore Park  
Design Guidelines Review Group**

**January 5, 1993**

---

The appearance of Gore Park should reflect the importance with which Hamiltonians regard their first park - as a source of civic pride and an integral part of the city image. It should also respect the distinct historic, cultural and physical elements of the Park and surrounding area.

**GENERAL DESIGN GUIDELINES**

1. The human functional requirements of the park must be balanced with the artistic and decorative appearance.
2. Design details for landscape and architectural components shall be of very high quality and contribute to a coordinated unifying theme.
3. The design of the park should provide a safe environment for all users during the day and night, all year round.
4. Ensure accessibility to all user groups, i.e. people with disabilities, blind and visually impaired people, elderly, etc.
5. Provide a high level of maintenance commensurate with the profile of the park.
6. Provide a retreat from the urban daily working pace and pressures.
7. Maintain historical links with the long-standing "place of honour" role of the park, i.e. statues of Queen Victoria and Sir John A. MacDonald, the Cenotaph, and the distinction of being one of the first public parks in Ontario.
8. Recognize the park as a dynamic urban public open space which must evolve to satisfy the needs of a changing public. Evaluate current needs and new functions in a holistic manner and in the context of the success of past form and function. Effect modifications within context of design objectives and guidelines.
9. Maximize the comfort and use of park patrons by buffering unpleasant winter winds, and to encourage the design of new buildings on adjacent lands to prevent unpleasant wind effects, and to minimize shadows being cast onto the park. Implement methods to maximize solar exposure to the park by carefully shaping and placing new buildings on adjacent lands, and by using reflective materials to direct sunlight into the park.
10. Encourage the social interaction of park users.
11. Park materials and site furnishings should perform as intended, be vandal resistant, and not require excessive maintenance.



Draft Report of the Gore Park  
Design Guidelines Review Group

January 5, 1993

12. The Park's natural landscape of plants, grass and trees must be well maintained and kept in a healthy state, using replacements when necessary.
13. The Park design should be guided by a coordinated unifying theme; extraneous clutter should be avoided.

**SPECIFIC DESIGN GUIDELINES**

Proper site development is of prime importance in enhancing the use and total image of Gore Park. The careful design, placement and treatment of activity areas, transition zones and site elements are critical to successfully achieving the design objectives and unifying theme.

Whereas the General Design Guidelines are intended to provide an overall direction for the planning and design of Gore Park, the Specific Design Guidelines provide site specific design and development principles and recommendations to guide modifications to Gore Park, within the context of the General Design Guidelines, to achieve the design objectives and unifying theme.

Specific Design Guidelines are presented under the following categories:

**Site Components**

- a. Activity Areas and Transitions Zones
- b. H.S.R. Transit Mall
- c. Monuments
- d. Fountains
- e. Walkways
- f. Planting and Landscaping
- g. Furnishings
- h. Kiosks, Telephone Booths and Newspaper Boxes
- i. Shelters and Structures
- j. Lighting
- k. Utilities
- l. Artwork
- m. Signs
- n. Advertising
- o. Temporary Displays i.e. Christmas



---

**A. Activity Areas and Transition Zones**

Gore Park is comprised of a collection of activity areas connected by transition zones. Most of these areas have been designated for only one purpose which does not allow the park to properly serve as a multi use facility. Generally, the activity areas and transition zones work well in blocks 2 and 3 (Hughson to Catharine Street) and only require minor improvements to solve maintenance and operation concerns.

The activity areas in block 1 (James to Hughson) and specifically the "stage" area east of Queen Victoria, lawn/gazebo area, fountain area and the bus stop zone, do not properly serve the current uses. These areas need to be re-examined with respect to all of the activities currently being programmed here and redesigned to better suit these uses.

Any modifications to activity areas must meet the general design guidelines and the overall design objectives of the park. Consideration should be given to provide a better relationship between these areas to allow activities to spill over onto adjacent spaces.

**B. H.S.R. Transit Mall**

Gore Park serves as a major transfer point for the H.S.R. transit system, linking mountain residents to the downtown core and lower city routes. Each day, thousands of patrons are served by the eight bus routes which converge here.

It is recommended that because of the importance of this transfer facility and the high volume of users that assemble here, improvements should be made to make the area safer, barrier free, and more comfortable for the users.

There are several serious problems with the flagstone walkway adjacent to the bus stops. A steep cross pitch (up to 6%) and smoothly worn surface make the walkway very slippery at times and difficult to maintain one's balance. The steep cross pitch is especially a problem for seniors and wheelchair users. This walkway should be reconstructed to correct these problems. (Refer to report on Walkways marked 2(a).

Another problem on the walkway is the barriers created by the many poles, light standards, benches and other site furnishings. The location of these elements interfere with pedestrian traffic flow and are obstacles to people with visual impairments. These elements should be relocated off of the main walkway path. The recommendation of the Region of Hamilton-Wentworth Ramping and Pathway Subcommittees should be applied in the redesign of the walkway.



The H.S.R. has expressed a desire to install shelters to make the waiting area more comfortable for its customers in inclement weather. This is a sensible idea, however, because of the impact the shelters will have on the character of the park, public input and support should be sought for the design and location of the shelters. It is recommended that the shelters be sensitively designed to be compatible with the character and theme of Gore Park.

The lighting levels along the bus stop walkway are low making the area somewhat uncomfortable for evening users. The illumination in these areas should be improved. (Refer to report on park lighting problems marked 2(c)).

#### C. Monuments

There are three major monuments in Gore Park. These are the Cenotaph, the statue of Queen Victoria and of the statue of Sir John A. MacDonald with two military cannons. These monuments are strong symbols of our cultural heritage and should be retained. The immediate area must be maintained in a dignified manner.

Because of the limited space in Gore Park and the heavy use it experiences, it is not recommended to install any more monuments in the park. Any request to do so should be referred to an alternate site in the city.

**Cenotaph** - The cenotaph and its immediate surrounds are considered as "sacred ground" and that a "zone of dignity" exists beyond the memorial. An area has been identified on the park plan which illustrates these zones.

##### Zone A (Highest Control)

1. In the immediate vicinity of the Cenotaph there will be no physical "elements" permitted which compete with the visual and social role of the memorial.
2. Programmes and organized activities not originating from the War Veterans Committee are not permitted in this zone.

##### Zone B (Moderate Control)

1. In the area outside the immediate environment of the Cenotaph there will be no structure which competes visually with the memorial. This "zone of dignity" is clearly identified on the park plan.



Draft Report of the Gore Park  
Design Guidelines Review Group

January 5, 1993

2. Programmes and organized activities not related to the War Veterans programs are permissible, providing that they are carried out with a measure of respect for the Cenotaph.

It is noted that the role of the Cenotaph and its immediate environment extends beyond that of a monument, and that it is in order to meet other passive demands that the following guideline is suggested:

The Cenotaph area will remain open, without physical obstructions that will interfere with pedestrian movement and the use of the area for passive pursuits such as sitting and reading.

D. Fountains

The fountain in Block 1 was identified as a major problem. The complex electrical and mechanical system of automated water level controls, wind sensor controls, relays, solenoids, etc., is repeatedly breaking down. Local service representatives, including the original installer, have been unable to solve the ongoing problems satisfactorily.

There has been approximately \$10,000.00 spent in 1991 on the system, and for two years the fountain has been non-operational for a major portion of the season.

Gore Park Review Team members identified the water feature as an important part of the park and recommend that the fountain be intensively reviewed towards providing a reliable, interesting display with low maintenance requirements. This could involve retaining a capable consultant to complete the review, replacing some of the complexities in the existing system and possibly contracting out the ongoing maintenance programme.

Improvements to the design of the fountain that would improve the quality of the display and increase the ambience of the immediate environment around the fountain are suggested. These suggestions include providing a visible water pool, a dynamic display which could be varied according to season and the provision of seating adjacent to the fountain.

The fountain in Block 3 near the Royal Connaught Hotel currently functions well. No changes are required there.



**E. Walkways**

The flagstone walkways within the park have been identified as one of the most serious problems to be addressed in this review. There have been continuous repairs required each year to replace lifting and spalling stones. There are many claims against the City each year for pedestrians who suffer falls as a result of the uneven surface of the walks. Improper expansion joints in the base slab cause the veneer of flagstone to shift, crack and loosen during periods of temperature-related contraction and expansion. Salt damage and poor stone quality were also identified as factors in the poor condition of the walks. Because of these problems, a consultant has been retained to specifically study the walkways. The consultants report is included in 2(a).

**F. Planting and Landscaping**

1. **Perimeter Plantings** - The existing plantings are not providing a good show. The poor quality of the soil in shrub and flower bed areas is the main factor. The heavy clay loam soil is, in many instances, graded to a level much higher than the adjacent walkways. The erosion run-off from the beds is unsightly and the grading does not allow water percolation into the planting beds. Since the soil grading is dependent upon the elevation of the tree root balls, lowering of the soil is not possible. A retaining wall or edge system adjacent to the walk should be investigated. In addition, soil replacement and a new planting scheme with more suitable plant material has been recommended.
2. **Trees** - Those trees which have been planted into tree pits in the walkway areas are now under extreme stress, and many have died. A new planting specification has been prepared which, when utilized, will allow greater air and water circulation to the tree roots.
3. **Turf Wear** - The turf is worn out each year in many areas throughout the park. Salt damage and foot traffic are the main factors. An ongoing replacement programme was identified as the most suitable solution. The area adjacent to the bus stops in Block 1 will be considered for other treatments rather than turf.



**G. Furnishings**

**1. Benches**

The current bench used in Gore Park is the "Comfort Bench" Style #716-6 manufactured by Toronto Fabricating Co. This is an old-fashioned style bench with cast legs and wood slats.

The bench adequately serves the park and should be retained. No other style of bench should be combined with this one. Consideration should be given to replacing all red oak slats with hard maple slats to reduce the annual refinishing work required on the red oak benches, and to installing centre arms to discourage sleeping. This centre arm should match the design and materials of the leg casting. If at some time in the future it is decided to change the style of bench, it is recommended to replace all of the benches with one style to ensure a coordinated appearance throughout the park.

**2. Litter Containers**

The current litter containers do not properly serve the park, are a maintenance concern and are not visually coordinated to the other styles of the site furnishings. It is recommended to replace all litter containers with a unit which satisfy these concerns.

**3. Individual Seats**

Consideration should be given to providing areas of individual seats which can be rearranged to provide intimate areas for private discussions. This would encourage more social interaction in the park.

These seats should be heavy enough to discourage them from being removed from the park, but light enough to permit them to be moved into different configurations. The style should match the benches.

**H. Kiosks, Telephone Booths and Newspaper Boxes**

Space is very limited in Gore Park, therefore newspaper boxes should not be installed in the park. It is recommended to place them on the sidewalks on the opposite side of all adjacent streets in closer proximity to the commercial businesses.



Draft Report of the Gore Park  
Design Guidelines Review Group

January 5, 1993

Kiosks and telephone booths should be clustered and located to serve the public but not to interfere with pedestrian traffic flow or adversely affect activity areas or the aesthetics of the park. Consideration should be given to incorporate them into the proposed transit shelters to reduce park clutter and barriers, i.e. integrate into the support posts.

I. Shelters and Structures

See 2(b)

J. Lighting

The problems and recommendations associated with the lighting of Gore Park has been addressed in a separate report. Refer to 2(c).

K. Utilities

For the purposes of these guidelines, utilities refer to hydro, water and drainage services and associated equipment.

Given that Gore Park is a prestigious location in the downtown core and that the design intent is to maintain a high quality park with a superior level of aesthetic appeal, the placement and detailing of these utilities should respect these objectives and be integrated into the park in a complementary manner. For example, overhead wires should not be installed unless required for a temporary display or event. All equipment such as electrical service boxes, manhole covers and access covers should be designed to blend into its surroundings and be detailed to enhance the character and prestigiousness of the park and not convey a low quality or utilitarian image.

L. Artwork

Art in public places not only can enhance the aesthetics of a space, but can reflect cultural values of a society and stimulate individual contemplation. Because of these benefits, it would be appropriate to include some pieces of art in Gore Park or in surrounding areas.

Gore Park is a very prestigious place in the City of Hamilton, but is unfortunately very limited in space. It is recommended that specific criteria and policies be prepared for the selection and placement of art in Gore Park.



**Draft Report of the Gore Park  
Design Guidelines Review Group**

**January 5, 1993**

---

Consideration should be given to designating one or two specific locations for the display of artwork. Because of the demands by artists and the public to have their work presented in the park, the practice of displaying artwork on a temporary rotating basis should be promoted.

There are several benefits to having rotating displays which include providing everyone with the opportunity to exhibit their pieces in the park and to keep the appearance of the space fresh with a new piece resulting in a renewed interest with each change. A temporary display would also provide an opportunity to increase public awareness about a specific issue or event at the most appropriate time. Examples of this could have been the donation of the Japanese Stone Lantern by Fukuyama, Japan to promote mundialization or to commemorate a distinguished individual or event. The long term intent is to relocate these displays to a permanent location in another part of the city.

**M. Signs**

The character and image of the park could be enhanced with a park name sign. This sign should be custom designed to coordinate with the theme of the park and reflect the prestigious location.

By-law signs should be limited to the minimum number necessary to convey the information and carefully sized, designed and installed to not detract from the aesthetics of the park.

No other types of signs are encouraged in the park. All proposed signs should be approved by the Manager of Parks.

**N. Advertising**

No commercial advertising should be permitted in the park. Any other types of advertisements or notices should be limited to the kiosks and be approved by the Manager of Parks.



Draft Report of the Gore Park  
Design Guidelines Review Group

January 5, 1993

---

O. Temporary Displays

The annual Christmas displays are very popular with the public and should be continued. The existing displays and practices are compatible with the park.

Any new Christmas displays, or other types of temporary displays, should be approved by the Manager of Parks.

SPECIAL CONSIDERATIONS

Notwithstanding all previously noted guidelines, any changes to the park should provide for the following:

- a. Accessibility for people with disabilities
- b. Blind and visually impaired people
- c. People with mobility difficulties

The recommendations of the Regional Advisory Committee on Accessibility for people with Disabilities should be considered.

EXTERNAL CONSIDERATIONS

There are many other factors outside the boundaries of the park that have an influence on the park. These include:

- a. Adjacent Land Uses
- b. Architectural Character Around the Gore
- c. Streetscape Treatment
- d. Traffic

These should be considered when designing any changes to Gore Park.



GORE PARK REVIEW TEAM

PROGRAMMING SUB-COMMITTEE REPORT

A Sub-Committee comprised of representatives from the Downtown Hamilton B.I.A., the Public Works and Culture and Recreation Departments analyzed the various uses of Gore Park based on past programme statistics and maintenance demands on the Park. Events held in the Park from 1990 to 1992 varied in size and impact on the Park and a review by the Sub-Committee established short-comings in the Park's infrastructure, maintenance and design, with the objective of planning comprehensive strategies to meet and enhance the unique role of the Park. Major areas of focus included:

- a) Downtown Hamilton B.I.A. requirements for services, maintenance, special events and ongoing programmes
- b) Analysis of park users, their needs
- c) Events (i.e. Culture and Recreation Department activities)
- d) Seasonal aspects
- e) Summary

A) Downtown Hamilton B.I.A.

The Downtown Hamilton B.I.A., in 1991, hosted the following activities:

May	-	Tray Race/National Tourism Week Kick-Off
	-	Fit Day
June	-	Dutch Mini-Fair
	-	Dutch Children's Activity Day and Multi-Cultural Centre pre-Canada Day celebrations and Sidewalk Sale
	-	Aviation Week Display
July	-	Canada Day/Country Music Jamboree
	-	Summer "CITY CENTRE MUSIC/ARTS" Kick-Off
		Gore Park: Weekly concerts in the Park
		Jackson Square: Weekly concerts on the Plaza
		Art Gallery: Thursday concerts - 'Latin' theme
		Boris Brott Concerts
	-	Aquafest Activity and Shuttle to the Bay
August	-	Summer "CITY CENTRE MUSIC/ARTS" continues in the three designated locations
September	-	Country Music Week '91 Concerts
October	-	Pumpkin Patch
December	-	Christmas Activities Program
January	-	New Year '92 Celebrations

...../2



-2-

The B.I.A. has since changed the strategic direction of their promotional activities and will no longer be hosting events of this magnitude in the Park.

In this past, the B.I.A. has used the Park as a marketing tool to bring potential shoppers to the B.I.A. area. After carrying out an indepth review of their B.I.A. members' needs and finding that their primarily service sector membership does not monetarily benefit from these types of activities in the Park, the B.I.A. Board of Management have decided to change their focus, adopting new objectives that will not impact as heavily on the programming of Gore Park.

B) Analysis of Park Users and Their Needs

A review of the 1990 programmes for the activities in Gore Park show the extent of the use of the Park by public groups and agencies:

Ninety-two (92) days were booked through the Culture and Recreation Department for Gore Park usage. One hundred and thirty-four (134) individual bookings were made for those days.

Of those 134 bookings:

55 Religious  
52 B.I.A. and Culture and Recreation  
23 Independent Community Groups  
3 One Time Special Events

Times of Usage:

Morning (9-12 noon)	14
Afternoon (12 - 6 p.m.)	94
Evening (6 - 11 p.m.)	40

The bookings were between the months of March and November 1990. The months most heavily used were: July and August.

The primary users of the Park have been the Downtown Hamilton B.I.A. and the Culture and Recreation Department. Other users have included community groups and religious organizations.

...../3



-3-

C) Events (Culture and Recreation Department Activities)

The Culture and Recreation Department in cooperation with outside agencies and groups such as the Hamilton Tiger-Cats, the Downtown Hamilton B.I.A., etc. have organized both small and large-scale events that draw a variety of crowds.

These events have impacted greatly on the Park and on Municipal Maintenance Budgets.

D) Seasonal Aspects

As presented in the previous sections, the B.I.A. and the Culture and Recreation Department have been the primary users of Gore Park in all seasons including the colder months. Other activities have normally been held in the warmer seasons. Events, although recommended by the Programme Committee to be of a smaller scale than in the past, need to be spread throughout all seasons to ensure year-round activity to celebrate all seasons. Events such as ice sculptures, Winterfest, winter cultural events, etc. should be encouraged.

E) Summary

In the past, the Park has been a very active area used by the City's Culture and Recreation Department, the Downtown Hamilton B.I.A. and other users as an activity centre. Gore Park has programmable space of only 1,000 metres technically allowing for a maximum of 700 persons for any given event (1.4 metres per person). In the past, events such as New Year's Eve, Pumpkin Patch, etc. have drawn upwards of 5,000 people at any one time. Since Gore Park is, as previously noted, primarily a public open space for passive use, these events have been very hard on the Park and maintenance budgets.

The Downtown Hamilton B.I.A. along with the Public Works and Culture and Recreation Departments have given consideration to these uses and have determined that the Park is not properly suited to these activities and that the dollar returns to the local business community are small relative to costs. Other public open space such as the City Hall Forecourt and Common Wealth Square are more appropriate spaces for such concentrated levels of activity.

It is therefore recommended that events in Gore Park to be limited to a more appropriate size, calibre and theme, and that the Culture and Recreation, Public Works Departments along with the Downtown Hamilton B.I.A. propose specific guidelines to meet this purpose.



FOR INFORMATION

REPORT TO: Ms. L. Dale, Secretary  
Parks and Recreation Committee

FROM: Mr. J. G. Pavelka, P. Eng.  
Director of Public Works

DATE: 1990 September 7  
COMM FILE:  
DEPT FILE: 90-Gore

SUBJECT: Gore Park Review

BACKGROUND:

At the July 12, 1990, meeting of the Downtown Action Plan Co-ordinating Committee a decision was reached, to table the HSR's proposal for bus shelters in Gore Park. This decision was based, in part, on a request from the Public Works Department for time to complete a comprehensive review of Gore Park.

The intention of this review is to allow staff members from the Parks Division, in conjunction with representatives from various Departments and Committees, an opportunity to jointly consider the current status and future of Gore Park. There have been a considerable number of developments within Gore Park, since it's re-development in 1984.

These developments have had an impact upon the function, programming and aesthetic characteristics of the park and ultimately these changes have a significant impact upon the operating budgets of the departments involved in maintaining this site.

Due to the unique role that Gore Park plays in this community, a multi-disciplinary approach to evaluating the existing conditions and to setting guidelines for any future changes or remedial work, will be taken so that any change or enhancements can proceed in a coordinated fashion, if appropriate funding is approved by the Committee.

An initial meeting of Public Works and Community Development staff was held on August 23, 1990 to discuss maintenance issues and site conditions.

A second meeting has been scheduled for 9:30 a.m. September 14, 1990, in Room 233. At this meeting there will be representatives from D.A.P.C.O.M., CAPIC, LACAC, Veterans Committee, Urban Design Committee, Downtown Promenade BIA, Public Works, Community Development, Property Maintenance and Culture and Recreation Departments. The perspectives of the various agencies will be discussed, in order to establish a work programme for completing the park evaluation.

It is anticipated that a series of meetings of this 'ad-hoc' Gore Park Review Team, will be completed this fall.



1993 January 26

- 2 -

Updates on any progress made will be forwarded to the appropriate Committees, on a regular basis.

Should you require additional information, please contact Mrs. J. McNeilly at 546-2754 or Mr. C. Firth-Eagland at 546-2465.



CFE/mc

cc: - Mrs. S. Reeder, Secretary, Planning and Development Committee  
- Jan Pacey, Secretary, DAPCOM Committee  
- J. McNeilly, Community Renewal Office



**CITY OF HAMILTON**  
**- INFORMATION -**

**DATE:** 1991 April 17

**REPORT TO:** Ms. C. Coutts, Acting Secretary  
Parks and Recreation Committee

**FROM:** Mr. J. G. Pavelka, P.Eng.  
Director of Public Works

**SUBJECT:** Gore Park Review

**BACKGROUND:**

Since the fall of 1990 the Gore Park Review Team has held a series of meetings towards completing a comprehensive review of Gore Park . This review process has allowed members from various Departments and Committees an opportunity to jointly consider the current status and future of Gore Park.

Since it's re-development in 1984, there have been a considerable number of developments within Gore Park which have had an impact upon the function, programming and aesthetic characteristics of the park. Ultimately these changes have had a significant impact upon the operating budgets of the departments involved in maintaining this site.

Due to the unique role that Gore Park plays in this community, the multi-disciplinary approach to evaluating existing conditions and to setting guidelines for any future changes or remedial work, helps to ensure that any changes or enhancements can proceed in a coordinated fashion.

On April 5, 1991, at 9:30 a.m. in Room 219 the Gore Park Review Team met to receive reports from various task groups concerning the flagstone walkways, bus shelters, programming and design guidelines. In addition representatives from L.A.C.A.C. provided a historical perspective to the park and representatives from the Ramping Subcommittee of the Regional Advisory Committee for the Physically Disabled gave a presentation on the accessibility of Gore Park.

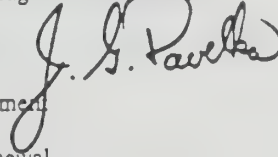


Following this meeting the Review Team will be compiling a report which documents the findings of the review. The final report and any subsequent recommendations will be forwarded to the appropriate committees of Council, for consideration.

In the interim, should you require any additional information, please do not hesitate to telephone Ms. J. McNeilly at 546-2755 or Mr. C. Firth-Eagland at 546-2465.

CFE/pw

c.c. Mrs. S. Reeder, Secretary, Planning and Development  
Ms. J. Pacey, Secretary, D.A.P. Com.  
Ms. J. McNeilly, Co-ordinator of Community Renewal





Appendix "B" as referred  
to in Section 4 of the  
**THIRD Report**  
of the Parks and Recreation  
Committee for 1993

The Corporation of the City of Hamilton

PROJECT NUMBER \_\_\_\_\_  
(Treasury to complete)

1993-2002 CAPITAL BUDGET  
INDIVIDUAL CAPITAL PROJECT SUBMISSION FORM

1. DEPARTMENT/LOCAL BOARD: Public Works - Parks Division
2. PROJECT NAME: West Harbourfront Development Study
3. DETAILED DESCRIPTION, STATING PURPOSE, TYPE OF PROJECT, LOCATION, ETC.:  
Preparation of overall development strategies and concepts for the long range development of the West Harbourfront precinct, incorporating a major multi-use sports complex, as per Council's directive of August 25, 1992.
4. DEPARTMENTAL PRIORITY ORDER: \_\_\_\_\_
5. NATURE OF PROJECT:
  - (a) MAINTENANCE OF AN EXISTING PROJECT \_\_\_\_\_
  - (b) HARD SERVICE \_\_\_\_\_
  - (c) SOFT SERVICE X
6. PROJECT JUSTIFICATION:
  - (a) STRATEGIC DIRECTION  
(Image of the City, Quality of Life, Transportation) X
  - (b) HEALTH/SAFETY/ENVIRONMENT \_\_\_\_\_
  - (c) LEGISLATED BY SENIOR LEVELS OF GOVERNMENT \_\_\_\_\_
  - (d) NEEDS ANALYSIS (Demand, Equitable, Cost / Benefit) \_\_\_\_\_
  - (e) ECONOMIC DEVELOPMENT \_\_\_\_\_
  - (f) PRODUCE JOBS IN THE PRIVATE SECTOR \_\_\_\_\_
  - (g) MAINTAIN EXISTING SERVICE  
(Roads, Buildings, Other basic infrastructure) \_\_\_\_\_
  - (h) REDUCE ONGOING COST  
(Staffing and/or resource requirements) \_\_\_\_\_
7. FEASIBILITY STUDY:
  - (a) DATE (MONTH-YEAR): \_\_\_\_\_
  - (b) GROSS COST \$ \_\_\_\_\_
8. (a) PROJECT STARTING DATE (MONTH-YEAR)  
(Year of O.M.B. approval): Jan. 1993
- (b) PROJECT FINISHING DATE (MONTH-YEAR): Aug. 1993
9. (a) GROSS COST OF PROJECT  
IN YEAR-OF-START DOLLARS: \$ 300,000
- (b) LESS PROVINCIAL SUBSIDIES: \$ \_\_\_\_\_
- (c) LESS OTHER RECEIPTS (Specify): \_\_\_\_\_ \$ \_\_\_\_\_
- (d) NET CITY'S COST: \$ 300,000
10. (a) YEAR OF EXPENDITURE:
 

- 1993 \$ <u>300,000</u>	- 1998 \$ _____
- 1994 \$ _____	- 1999 \$ _____
- 1995 \$ _____	- 2000 \$ _____
- 1996 \$ _____	- 2001 \$ _____
- 1997 \$ _____	- 2002 \$ _____



11. ESTIMATE PREPARED BY:  
 (a) PROPERTY DEPARTMENT - ARCHITECT DIVISION  
     No X Yes       
 (b) If no, the basis of assumptions Input from private sector consultants using  
     broadly defined terms of reference
12. ADDITIONAL JOBS TO BE CREATED BY PROJECT:  
 (a) WITHIN THE CITY DEPARTMENTS NIL  
 (b) IN THE COMMUNITY 6.12
13. ADDITIONAL ANNUAL OPERATING COST IN CURRENT BUDGET:  
 (a) FIRST YEAR - DATE (MONTH-YEAR) Sept. 1993  
 (b) GROSS COST (All Inclusive) \$ NIL  
 (c) LESS RECOVERY/REVENUE \$       
 (d) NET CITY'S COST \$ NIL  
 (e) FOLLOWING YEAR - DATE (MONTH-YEAR) Jan. 1994  
 (f) GROSS COST (All Inclusive) \$ NIL  
 (g) LESS RECOVERY/REVENUE \$       
 (h) NET CITY'S COST \$ NIL
14. EFFECT OF REDUCTION IN COST, DELAY OR ELIMINATION OF THIS PROJECT:  
The City requires long range development plans for the civic owned and other related properties in the West Harbour precinct. The City's interest in developing a comprehensive Waterfront plan and long range plans for a major sports facilities (football, baseball, soccer) would be set back causing potential embarrassment to the Corporation and leaving the City without the necessary documentation/strategy to deal with professional organizations/funding partners and to establish priorities for capital project financing.
15. WAS THIS PROJECT IN LAST YEAR'S APPROVED CAPITAL BUDGET?  
 No X Yes      ; If yes,  
 (a) PROJECT NO. (1992-2001 Capital Budget)       
 (b) AT CITY'S COST OF \$       
 (c) SCHEDULED TO START IN THE YEAR

\_\_\_\_\_  
 Signature of Department Head/  
 Local Board Manager

\_\_\_\_\_  
 Signature of C.A.O

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Date

16. FUNDING (Treasury Department To Complete):  
 (a) NATURE OF PROPOSED FINANCING:       
 (b) RESERVE/CAPITAL LEVY FUNDING AVAILABLE:  
     Yes      No       
 (c) IF DEBENTURE FINANCING:  
     (i) ANNUAL DEBENTURE FINANCING COST: \$       
     (ii) TOTAL CARRYING COST OF RETIRING DEBT: \$

NOTE: Estimates of all building related projects and the related operating cost must be provided by the Architect Division, Property Department.















1993 JANUARY 26

**REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SECOND** Report for 1993 and respectfully recommends:

1.
  - (a) That an Offer to Purchase duly executed by Desiderato D'Angelo and Pierina D'Angelo on 1993 January 8 and scheduled to close on or before 1993 March 19 be approved and completed for the purchase of a vacant parcel of City owned land being composed of part of Lots 54, 55, 56 and 57, Plan 471, said parcel of land having a frontage of 17.37 metres (57.0 feet) more or less, along the northerly limit of Gerrard Street, by a depth of 28.65 metres (94.0 feet) more or less, and containing an area of 497.75 square metres (5,358 square feet) more or less, municipally known as 3, 5 and 7 Gerrard Street in the City of Hamilton, be approved and completed and the funds derived from this sale of \$60,000 be credited to Account No. CF 4402 308750001 (Land Sales - Enclave Clearance Program).
  - (b) That a deposit cheque in the amount of \$6,000 be held by the Treasurer pending Council approval.
  - (c) That this transaction include special building covenants, agreements and restrictions, which as set out in clauses 6.1, 6.2, 6.3, 6.4, 6.5 and 6.6 in the offer to purchase, attached hereto, as Appendix "A".
  - (d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.
2.
  - (a) That the 1993 operating budget of the Concession Street B.I.A. (attached as Appendix "B") be approved in the amount of eight thousand, four hundred and twenty-five dollars (\$8,425); and,
  - (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and,



1993 JANUARY 26

- (c) That the following Schedule of Payments for 1993 be approved:

May 01	\$4,212
October 01	\$4,213

NOTE: 1992 Levy Arrears will be deducted from the two payments for 1993.

3. (a) That the 1993 operating budget of the Downtown Hamilton B.I.A. (attached as Appendix "C") be approved in the amount of one hundred and fifty-five thousand dollars (\$155,000); and,
- (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and,
- (c) That the following Schedule of Payments for 1993 be approved:

January 01	\$12,916.74	July 01	\$12,916.66
February 01	\$12,916.66	August 01	\$12,916.66
March 01	\$12,916.66	September 01	\$12,916.66
April 01	\$12,916.66	October 01	\$12,916.66
May 01	\$12,916.66	November 01	\$12,916.66
June 01	\$12,916.66	December 01	\$12,916.66

NOTE: 1992 Levy Arrears will be deducted from the two payments for 1993.

4. That the Building Commissioner be authorized to issue demolition permits for:
- (a) 589 Main Street East  
(b) 593 Main Street East  
(c) 595 Main Street East
5. That By-law #80-245 be appropriately amended to allow buildings other than single and two-family dwellings and buildings accessory thereto to discharge rainwater leaders directly on to the ground rather than providing a connection to storm sewers.

That Section 6 be amended to include the following:

- (a) That roof leaders are not required to be connected to storm sewers on buildings, other than single family and two-family dwellings and accessory buildings thereto, where the site design is prepared by a Professional Engineer and the design is acceptable to the Commissioner of Transportation/Environmental Services.



- (b) Where roof leaders are not required, water shall discharge on to splashpads in sodded areas and shall discharge at least 0.6m from the building face.
6. That the townhouse project at 1606-1626 Upper Gage Avenue known as MacCuish Court Townhouses be exempt from connecting all rainwater leaders to storm sewers as required by By-law #80-245 upon completion of the following outstanding requirements:
- (a) All roof leaders shall discharge onto splash pads.
  - (b) The scales along the west and south property lines shall be constructed as per the approved site plan.
  - (c) Submission and approval of a revised grading plan.
7. That the following Policy Guideline be adopted for purposes of differentiating between "Routine" and "Complex" Rezoning Applications, and the administration of Planning Fees:
- (a) Routine Application
    - (i) To add one specific use (i.e. that does not change the zoning district); or
    - (ii) To reduce yard requirements or modify other district requirement (i.e. only one requirement); or
    - (iii) To zone three single-family dwelling lots or less; or
    - (iv) To remove an "H" Holding provision; or
    - (v) To extend a "Temporary Use" By-law
  - (b) Complex Application
    - All others.
  - (c) Administration
    - The Director of local Planning shall be responsible for administration of Planning Fees. In case of any dispute, the decision of the Director of Local Planning shall be final.



8. A. That approval be given to amended Zoning Application 92-34, 603815 Ontario Inc., (David John Armstrong), owner, requesting changes in zoning from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District modified (Block "1"), from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District modified (Block "2"), and from "C" (Urban Protected Residential, etc.) District modified "HH" (Restricted Community Shopping and Commercial, etc.) District modified (Block 3), to permit commercial uses including a multiple bay, coin-operated car wash, on property located at 1492 and 1500 Upper James Street, as shown on the attached map marked as Appendix "D", on the following basis:
- (a) That Block "1" be rezoned from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District;
  - (b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
  - (c) That Block "3" be rezoned from "C" (Urban Protected Residential, etc.) District modified to "HH" (Restricted Community Shopping and Commercial) District;
  - (d) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, applicable to Blocks "1", "2" and "3", be modified to include the following variances as special requirements:
    - (i) That notwithstanding Section 14A(1) of Zoning By-law No. 6593, the following commercial use shall also be permitted:  
  
a coin-operated car wash;
    - (ii) That notwithstanding Section 14A(3) of Zoning By-law No. 6593, a minimum setback of 6.0 m shall be provided and maintained from the easterly lot lines of Blocks "2" and "3";
    - (iii) That notwithstanding Section 14A(3) of Zoning By-law No. 6593, a minimum setback of 6.0 m shall be provided and maintained from the northerly lot line of Block "3";



1993 JANUARY 26

- (iv) That a landscaped planting strip having a minimum width of 6.0 m shall be provided and maintained along the easterly lot line of Blocks "2" and "3", and along the northerly lot line of Block "3", except for any area used for vehicular access;
    - (e) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1300, and that the subject lands on Zoning District Map W-9D be notated S-1300;
    - (f) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map W-9D for presentation to City Council;
    - (g) That the proposed changes and modification in zoning are in conformity with the Official Plan for the Hamilton Planning Area.
  - B. That the amending By-law not be forwarded for passage by City Council until such time as the owner/applicant has entered into a modified subdivision agreement with the City and the Region of Hamilton-Wentworth, which will include the dedication of the neighbourhood mid-block collector street and daylight triangles to the City, and provide for the recovery of servicing costs to the Region and the City of Hamilton for this street. The terms of the agreement will be applied upon the amending by-law coming into effect.
9. A. That approval be given to amended Zoning Application 92-47, Enrico Mancinelli and Ricardo Persi, owners, requesting a change in zoning from "AA" (Agricultural) District to "R-2" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District, to permit an existing single-family and a semi-detached dwelling, located on property located at 1340, 1342 and 1348 Upper Sherman Avenue, as shown on the attached map marked as Appendix "E", on the following basis:
- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "R-2" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District;
  - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
  - (c) That the proposed change in Zoning is in conformity with the Official Plan for the Hamilton Planning Area;



- (d) That the Rushdale Neighbourhood Plan be amended by redesignating the subject lands from "Attached Housing" to "Single and Double Residential".
- B. That the City Clerk request the Law Department to advise the Ontario Municipal Board of the subject rezoning and land severance approvals as they relate to the previous rezoning and Board ordered notification of site plan approval applicable to these lands (ZA-89-101). Furthermore, that Schedule "A" to By-law 90-283, applicable to the previously approved development, be substituted with a revised Schedule "A" by deleting the subject lands, thus providing for a reduced townhouse site under By-law 92-283.
- 10. A. That approval be given to City Initiative 92-E, for a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses etc.) District to "H" (Community Shopping and Commercial, etc.) District, for the property located at 290 -296 Victoria Avenue North, as shown on the attached map marked as Appendix "F", on the following basis:
  - (a) That the subject lands be rezoned from "D" (Urban Protected Residential One and Two-Family Dwellings, Townhouses, etc.) District to "H" (Community Shopping and Commercial, etc.) District;
  - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-12 for presentation to City Council; and
  - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- B. That Site Plan Control By-law No. 79-275, as amended by By-law 87-233 be amended by adding the subject lands to Schedule "A".
- 11. That approval be given to amended Zoning Application 92-07, St. Stephen-On-The-Mount Anglican Church, owner, requesting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District modified for Blocks "1" and "2", to permit the development of the subject lands for an eight (8) storey, 41 unit multiple dwelling and parish hall addition to the existing church, for the property located at 625 and 635 Concession Street, shown as Block "1" and Block "2" on the attached map marked as Appendix "G", on the following basis:
  - (a) That Blocks "1" and "2" be rezoned from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;



1993 JANUARY 26

- (b) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations as contained in Section 11 of Zoning By-law No. 6593, applicable to the multiple dwelling and parish hall for Block "1", be modified to include the following variances as special requirements:
- (i) That notwithstanding Section 11(2)(ii) of Zoning By-law No. 6593, no building or structure shall exceed eight (8) storeys or 30.0 m in height;
  - (ii) That Section 11(3)(i)(b) of Zoning By-law No. 6593 shall not apply, except a minimum front yard depth of 1.0 m shall be provided and maintained along the portion of the southerly lot line within 18.0 m of the easterly lot line;
  - (iii) That Section 11(3)(ii)(b) of Zoning By-law No. 6593 shall not apply to the westerly lot line;
  - (iv) That notwithstanding Section 11(3)(ii)(b) of Zoning By-law No. 6593, a minimum side yard width of 3.0 m shall be provided and maintained along the easterly lot line;
  - (v) That Section 11(3)(iii)(b) of Zoning By-law No. 6593 shall not apply, except a minimum rear yard depth of 10.0 m shall be provided and maintained for any portion of the building above the first storey;
  - (vi) That notwithstanding Section 11(5) of Zoning By-law No. 6593, no building or structure shall exceed a maximum gross floor area of 3893.0 m<sup>2</sup> and forty-one (41) dwelling units;
  - (vii) That notwithstanding Section 18A(1) of Zoning By-law No. 6593, not less than fourteen (14) parking spaces shall be provided and maintained;
  - (viii) That notwithstanding Section 18A(1)(c) of Zoning By-law No. 6593, one (1) loading space having minimum dimensions of 3.7 m in width, 9.0 m in length, and 4.3 m in height shall be provided and maintained;
  - (ix) That Section 18A(25) of Zoning By-law No. 6593 shall not apply;



1993 JANUARY 26

- (x) That a minimum landscaped area of 150.0 m<sup>2</sup> shall be provided and maintained at grade;
  - (xi) That a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height shall be provided and maintained along the northerly lot line;
  - (c) That the "E" (Multiple Dwellings, Lodges, Clubs, etc. ) District regulations as contained in Section 11 of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variances as special requirements:
    - (i) That notwithstanding Section 11(1) of Zoning By-law No. 6593, only the church use shall be permitted within the existing building on the date of passing of this by-law;
    - (ii) That Section 11(3) of Zoning By-law No. 6593 shall not apply;
    - (iii) That a roofed-over partially enclosed one-storey porch may be erected to the south-east corner of the existing church;
  - (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1302, and that the subject lands on Zoning District Map E-24 be notated S-1302;
  - (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-24 for presentation to City Council;
  - (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
12. A. That approval be given to Official Plan Amendment No. 120 to redesignate lands from "Open Space" to "Residential" (easterly portion of Block "2"), from "Residential" to "Major Institutional" (southwest corner of Block "1"), and "Major Institutional" to "Residential" (northeast portion of Block "1") to permit the development of the subject lands for a retirement village (Block "1"), townhouses (Block "2"), and single-family dwellings (Blocks "3" and "4") for property located on the north side of Rymal Road, east of Garth Street, and the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.



B. That approval be given to amended Zoning Application 91-17, St. Elizabeth Home Society, owner, requesting a change in zoning from "AA" (Agricultural) District to "DE"-'H' (Low Density Multiple Dwellings - Holding) District (Block "1"), "RT-20"-'H' (Townhouse - Maisonette - Holding) District (Block "2"), and "B-2"-'H' (Suburban Residential - Holding) District (Blocks "3" and "4"), to permit the development of the subject lands for a retirement village and residential care facility (Block "1"), townhouses (Block "2"), and single-family detached dwellings (Blocks "3" and "4") for property located on the north side of Rymal Road and east of Garth Street, as shown on the attached map marked as Appendix "H", on the following basis:

- (a) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O., to the subject lands by introducing the holding symbol 'H' as a suffix to the proposed Zoning Districts. The holding provision will prohibit development of the subject lands until municipal sewers are available and the applicant has entered into a subdivision agreement with the City and Region with respect to road dedications, road widenings, daylighting triangles, etc. to the satisfaction of the Commissioner of Transportation and Environmental Services.

Removal of the holding restriction shall be conditional upon the availability of all such municipal sewers serving the subject lands as the City deems necessary, and the applicant entering into a subdivision agreement to the satisfaction of the Commissioner of Transportation and Environmental Services. City Council may remove the 'H' symbol, and thereby give effect to the "DE", "RT-20" and "B-2" District provisions as stipulated in this By-law by the enactment of an amending By-law.

- (b) That Block "1" be rezoned from "AA" (Agricultural) District to "DE"-'H' (Low Density Multiple Dwellings - Holding) District;
- (c) That Block "2" be rezoned from "AA" (Agricultural) District to "RT-20"-'H' (Townhouse - Maisonette - Holding) District;
- (d) That Blocks "3" and "4" be rezoned from "AA" (Agricultural) District to "B-2"-'H' (Suburban Residential - Holding) District;



1993 JANUARY 26

- (e) That the "DE" (Low Density Multiple Dwellings) District regulations, as contained in Section 10A of Zoning By-law No. 6593, applicable to Block "1", be modified to include the following variances as special requirements:
- (1) Notwithstanding Section 10A(1), only the following uses shall be permitted:  
  
a retirement village consisting of:
    - (aa) townhouse dwellings in accordance with Section 10E;
    - (bb) a residential care facility with a maximum accommodation of 150 residents;
    - (cc) a recreation centre; and,
    - (dd) accessory uses of a management office and a service building;
  - (2) Notwithstanding Section 10A(2) the residential care facility shall not exceed four storeys in height;
  - (3) Notwithstanding Section 10A(3), a minimum front yard (Garth Street) of 12.0 m shall be provided;
  - (4) Notwithstanding Section 10E(7), the density of the residential development shall not exceed 408 single family dwelling units;
  - (5) Notwithstanding Section 10E(17), a maximum of 16 townhouses having not more than 12 single-family dwelling units attached in a continuous row shall be permitted;
  - (6) Subsection 10A(6) of By-law No. 6593 shall not apply.
- (f) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1301, and that the subject lands on Zoning District Map W-17D be notated S-1301;



1993 JANUARY 26

- (g) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map W-17D for presentation to Council;
- (h) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 120 by the Regional Municipality of Hamilton-Wentworth; and,
- (i) That the approved Sheldon and Mewburn West Neighbourhood Plan be amended to redesignate all of Block "2" from "St. Elizabeth Retirement Village" to "Attached Housing".

13. That leave be granted to introduce the following Bills:

- (a) Bill C-8      A By-law to amend By-law No. 86-99 as amended by By-laws No. 88-144 and 92-056 respecting members of the Board of Management of the Ottawa Street North Business Improvement Area
- (b) Bill C-9      A By-law to amend By-law No. 86-212 as amended by By-laws No. 87-229 and 92-057 respecting members of the Board of Management of the International Village Business Improvement Area generally covering both sides of King Street East between Mary Street and Wellington Street

Respectfully submitted,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary  
1993 January 20



1993 JANUARY 26

Appendix "A" as referred to  
in Section 1(c) of the Second  
Report of the Planning and  
Development Committee for 1993

OFFER TO PURCHASE

I/We DESIDERATO D'ANGELO  
PIERINA D'ANGELO

of the City of Hamilton,

in the Regional Municipality of Hamilton-Wentworth,

hereinafter called the Purchaser,

hereby agree to and with THE CORPORATION OF THE CITY OF HAMILTON,

hereinafter called the Vendor,

to purchase all and singular that certain parcel or tract of land and premises situate in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and being composed of part of Lots 54, 55, 56 and 57, Plan 471, said parcel of vacant land having a frontage of 17.37 metres (57.0 feet) more or less, along the northerly limit of Gerrard Street, by a depth of 28.65 metres (94.0 feet) more or less, and containing an area of 497.75 square metres (5,358 square feet) more or less, municipally known as 3, 5 and 7 Gerrard Street as shown in heavy outline on Schedule "B".

at the price of SIXTY THOUSAND----- DOLLARS (\$60,000.00)  
of lawful money of Canada, payable as follows:

- (a) A deposit of SIX THOUSAND----- DOLLARS (\$6,000.00)  
by certified cheque payable to the Vendor.
- (b) The balance of the purchase price namely FIFTY-FOUR THOUSAND----- DOLLARS (\$54,000.00)  
with interest as hereinafter provided, and subject to adjustments, by certified cheque on the closing of this transaction.

Provided that this Offer to Purchase is subject to the following conditions:

- 1. This Offer shall be irrevocable by the Purchaser and may be accepted by the Vendor up to but not after the 2nd day of February 1993, by a letter mailed or delivered to the Purchaser c/o Tom D'Angelo, P.O. Box 907, 1 King Street West, Hamilton, Ontario, L8N 3P6.
- 2. In the event that this Offer is not accepted, this Offer and everything herein contained shall be null and void and no longer binding upon any of the parties hereto and the deposit shall be returned by the Vendor without interest and the Vendor shall not be liable for any damages or costs.
- 3. In the event of and upon the acceptance of this Offer, this Offer and the letter of acceptance shall be a binding contract of purchase and sale and shall be completed in accordance with the terms hereof.
- 4. The title is good and free from all encumbrance, except as to any registered restrictions or covenants.
- 5. The Purchaser is not to call for the production of any title deeds, abstract or evidence of title except such as are in the possession of the Vendor.
- 6. The Purchaser is to be allowed thirty days from the date of acceptance of such Offer to examine the title at his own expense. If within that time any valid objection to title is made in writing to the Vendor, or its Solicitor, which the Vendor shall be unable or unwilling to remove and which the Purchaser will not waive, the contract arising out of the acceptance of this Offer shall, notwithstanding any intermediate acts or negotiations in respect of such objections, be null and void and all monies shall be returned by the Vendor without interest and it shall not be liable for any damages or costs. Save as to any valid objection so made within such time the Purchaser shall be conclusively deemed to have accepted the title of the Vendor to the real property.
- 6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the transfer to him:



## 1993 JANUARY 26

### OFFER TO PURCHASE - Page 2

- (a) to pay municipal, realty and business taxes;
  - (b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
  - (c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
  - (d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
  - (e) to pay building permit application fee;
  - (f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
  - (g) to pay for the connection of all utilities to the premises;
  - (h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
  - (i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
  - (j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.
- 6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.
- 6.3 In consideration for the transfer of the hereinbefore described land to the transferee, in addition to payment of the sale price to the transferor, the transferee covenants and agrees to and with the transferor:
- 1. That the transferee shall commence construction of a building, having a minimum building area of 4,000 square feet, upon the hereinbefore described land by not later than January 19, 1994.  
  
Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.
  - 2. That the transferee shall complete construction of the said building by not later than September 19, 1994.  
  
The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.
  - 3. That no transfer of the hereinbefore described land shall be made by the transferee until The Corporation of the City of Hamilton confirms that covenants 1 and 2 have been complied with.
  - 4. In the event that the transferee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the transferee covenants and agrees that the transferee shall sell the lands to the transferor, free and clear of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the transferor, for the sale price herein, (without any interest) - less (a) the deposit; (b) the commission paid (if any) by the transferor to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.
  - 5. The said transferor as registered owner and the said transferee hereby apply to request and authorize the Land Registrar to have Notice of the covenants set out above entered on the Register of the land being transferred herein to the said transferee.
  - 6. That the Purchasers hereby acknowledge that the City plans to close and sell a portion of Gerrard Street immediately east of the subject lands and the Purchasers hereby agree not to object in any way to said closure and sale. Therefore, the Purchasers are hereby estopped from exercising the rights which would ordinarily accrue to them as adjacent owners, to a road closure by virtue of and as part consideration of the transaction herein.



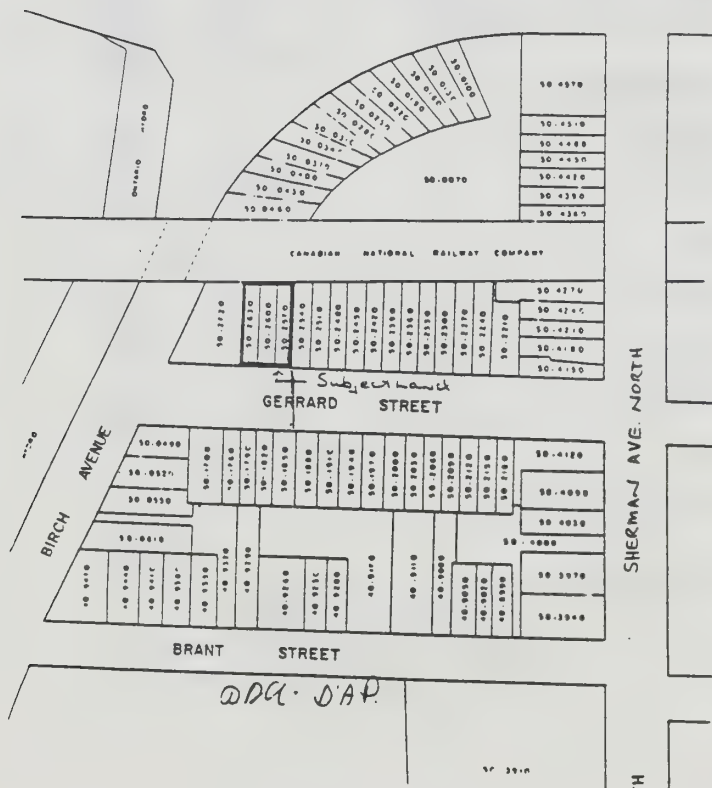
## 1993 JANUARY 26

### OFFER TO PURCHASE - Page 3

- 6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.
- 6.5 The Purchaser agrees that the transfer to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.
- 6.6 Notwithstanding paragraphs 6.3 (1) (2) (3) hereof, should the Transferee decide to construct an industrial condominium, in accordance with municipal, regional, and provincial requirements, the Transferee shall be entitled to enter into Agreements of Purchase and Sale in respect of the units to be contained within such condominium and shall further be entitled to transfer such condominium units to such Purchasers without such sales or transfers being deemed an act or acts of default hereunder.
7. This transaction shall be closed on or before the 19th day of March 1993.
8. On the closing of this transaction, the Vendor will convey the said lands to the Purchaser by a good and sufficient deed thereof in fee simple, free and clear of dower rights and all encumbrances, except as to any registered restrictions or covenants, and shall deliver vacant possession of the said lands to the Purchaser free of all tenancies.
9. The Purchaser shall assume taxes, local improvements, water and sewer rates from the date set out in paragraph 7 hereof.
10. Pending completion of this transaction, the Vendor will hold all fire insurance policies and the proceeds thereof in trust for the parties hereto as their interests may appear and in the event of damage to the said premises the Purchaser may either take the proceeds of the insurance, if any, and complete the purchase or may cancel this Offer whether accepted or not and have all monies theretofore paid returned without interest.
11. The deed or transfer is to be prepared at the expense of the Vendor. If the Vendor is a Trustee the deed or transfer is to contain trustee covenants only.
12. This agreement and its acceptance is to be read with all changes of gender or number required by the context.
13. In the event of failure of the Purchaser to complete this transaction by the date set out in paragraph 7 hereof, the deposit shall be forfeited to the Vendor as liquidated damages, in addition to any other right or remedy to which the Vendor may be entitled hereunder.
14. Any tender of documents or money may be made upon the parties hereto or their solicitors or agents and shall be either by cash or certified cheque or in the case of payment by the City, by means of the City's uncertified cheque.
15. It is understood and agreed that if the said land is within a redevelopment area, the closing of this transaction is conditional upon the approval of the Minister of Municipal Affairs and Housing under The Planning Act. It is also understood and agreed that if the said land is within an urban renewal area, the closing of this transaction is conditional upon the approval of Canada Mortgage and Housing Corporation.



June 1968





1993 JANUARY 26

Appendix "B" as referred to  
in Section 2(a) of the Second  
Report of the Planning and  
Development Committee for 1993

Concession Street Business Improvement Area

Proposed Budget for 1993

Expenses

<u>Advertising and Promotion</u>	<u>1992</u>	<u>1993</u>
Final Installment Christmas Lights	2,340.	2,800.
Service Christmas Decorations	3,400.	3,400.
Hydro Christmas Decorations	540.	600.
Advertising and Promotion		425.
	<u>6,280.</u>	<u>7,225.</u>

Administration

Association Dues	300.	300.
Insurance	300.	500.
Accounting	270.	300.
Bank Charges	125.	100.
	<u>995.</u>	<u>1,200.</u>

Office

Telephone	200.	Nil
Newsletter	500.	500.
	<u>700.</u>	<u>500.</u>

Other

Miscellaneous	450.	500.
Total Budget	<u>8,425.</u>	<u>9,425.</u>

Income

1993 Levies	8,425.
Grant - Christmas Decorations	1,000.
	<u>9,425.</u>

Note: Bank Balance November 1, 1992 4,185.73  
Expenses to be paid in 1992 3,840.00  
Surplus 345.73



1993 JANUARY 26

Appendix "C" as referred to  
in Section 3(a) of the Second  
Report of the Planning and  
Development Committee for 1993

APPROVED

~~PROPOSED~~ Budget for 1993

Revenue:

Levy	\$ 155,000	100%
------	------------	------

Expenses :

Holdback / arrears		
Reserves / adjustments	\$ 49099	31.7

Fees / administration	\$ 52654	34.0
-----------------------	----------	------

Project/ media/ Special Programs	\$ 59247	34.3
	-----	-----
	\$ 155000	100 %

Proposed Projects for 1993

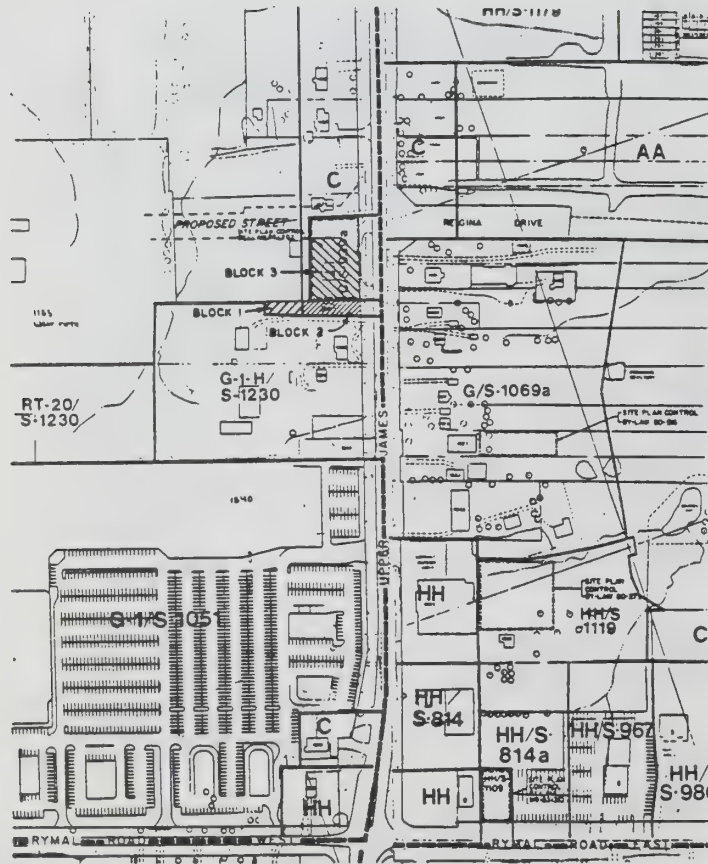
Continued updating of Databas  
Economic Development Initiatives  
Flower Planter Maintenance

Annual Bed Race  
Annual Tray Race  
Fit Day  
Music In The  
City/ Aquafest  
Christmas






1993 JANUARY 26

Appendix "D" as referred to  
in Section 8A of the Second  
Report of the Planning and  
Development Committee for 1993



**Legend**

Proposed change in zoning from:

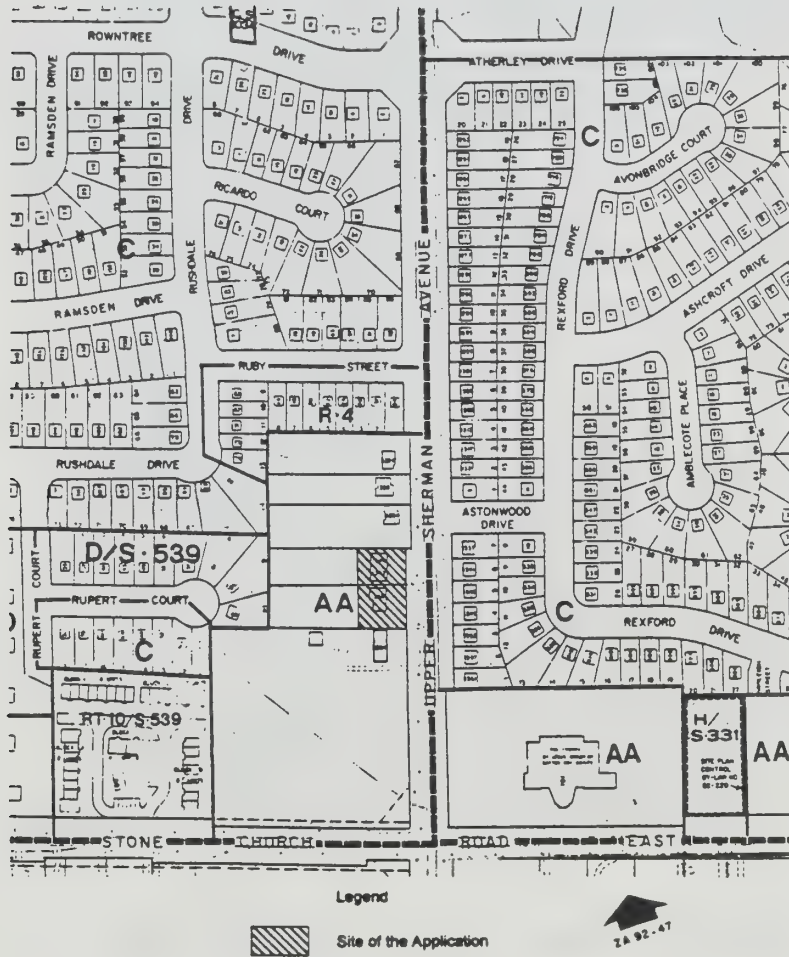
- |         |   |   |
|---------|---|---|
| BLOCK 1 |  | "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, modified.                               |
| BLOCK 2 |  | "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District, modified.           |
| BLOCK 3 |  | "C" (Urban Protected Residential, etc.) District, modified to "HH" (Restricted Community Shopping and Commercial) District, modified. |





1993 JANUARY 26

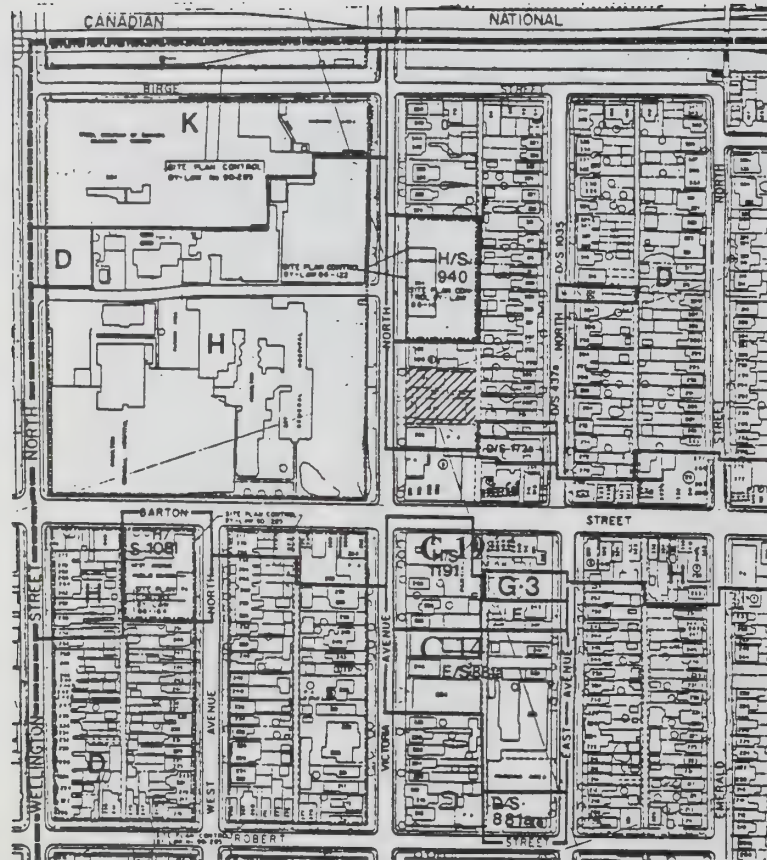
Appendix "E" as referred to  
in Section 9A of the Second  
Report of the Planning and  
Development Committee for 1993





1993 JANUARY 26

Appendix "F" as referred to  
in Section 10A of the Second  
Report of the Planning and  
Development Committee for 1993



Legend



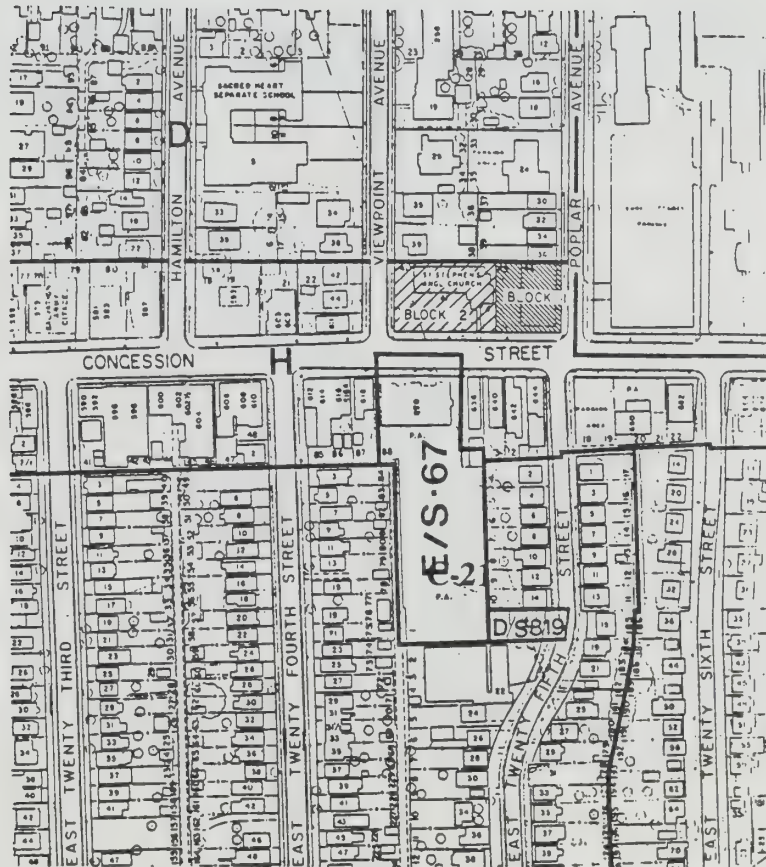
Site of the Application

CI-92-E



1993 JANUARY 26

Appendix "G" as referred to  
in Section 11 of the Second  
Report of the Planning and  
Development Committee for 1993



Legend



BLOCK 1 Change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified.



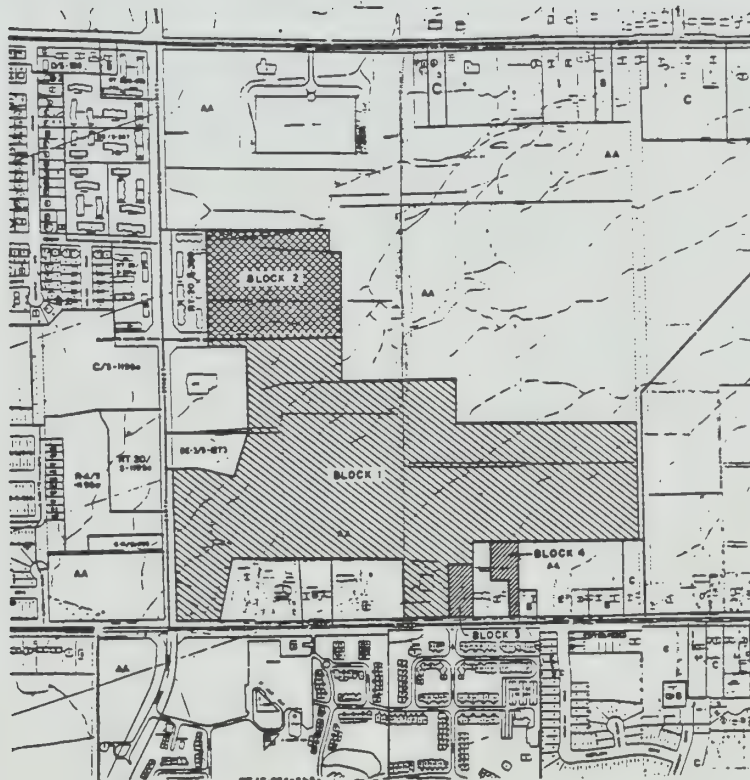









1993 JANUARY 26

Appendix "H" as referred to  
in Section 12B of the Second  
Report of the Planning and  
Development Committee for 1993



Legend

Proposed change in zoning from:

- |              |   |   |
|--------------|---|---|
| BLOCK 1      |  | "AA" (Agricultural) District to "DE" (Low Density Multiple Dwellings) District, modified. |
| BLOCK 2      |  | "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District.                  |
| BLOCKS 3 & 4 |  | "AA" (Agricultural) District to "B-2" (Suburban Residential) District.                    |

















1992 January 26

**REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FIRST** Report for 1993 and respectfully recommends:

1. That the Second Hand Licence application of Robert John Morrison be denied.

**This matter was lost on a tie vote of the City of Hamilton Licensing Committee and, in accordance with established policy, is now being submitted to City Council for consideration and disposition.**

Confidential background information provided to members of City Council under separate cover.

2. That the cab driver licence of George Hayman be suspended for a 15 day period, such suspension to commence either immediately upon Mr. Hayman voluntarily relinquishing his cab driver licence or, from the date of adoption of this recommendation by City Council.

Confidential background information provided to members of City Council under separate cover.

**RESPECTFULLY SUBMITTED**

**ALDERMAN D. DRURY  
ACTING CHAIRPERSON  
CITY OF HAMILTON LICENSING  
COMMITTEE**

Stella Glover  
Secretary

1993 January 13















1993 January 26

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SECOND** Report for 1993 and respectfully recommends:

1. That a purchase order be issued to Brown & Collett, Mississauga, to supply and deliver office supplies to various departments for a period ending 1994 January 31, with an option in favour of the City to extend for one additional twelve month period, being the lowest of four proposals received, in accordance with a Request for Proposal issued by the Manager of Purchasing and Vendor's Proposal, and be financed through various approved Office Supplies Accounts.
2.
  - (a) That approval be given for the hosting of an Edmund C. Bovey Municipal Clinic and Ontario Regional Meeting in the Council Chambers of City Hall, on 1993 February 27 and 28; and,
  - (b) That approval be given for a City contribution from the Civic Reception and Delegate Hosting Budget for hosting purposes in the amount of \$3,000. from Account CH5531484010; and,
  - (c) That approval be given for an application to be sent to the Ministry of Municipal Affairs for financial assistance to defray the costs of the Clinic Report being translated into French.
3.
  - (a) That approval be given to the request of the Chairperson, Caribbean Potpourri, to use the Council Chambers on Sunday, 1993 February 7 from 1:00 - 4:00 p.m. to mark Black History Month; and,
  - (b) That approval be given for the Caribbean Potpourri Committee to use the second floor foyer (east and west) from 1993 February 1 - 8 for a display during Black History Month; and,
  - (c) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.



1993 January 26

4. That approval be given to the request of Stan Keyes, M.P. Hamilton West, to use the Council Chambers on Friday, 1993 February 5 at 3:00 p.m. for a presentation ceremony to those 28 recipients being honoured with Canada 125 Commemorative Medals.
5. That Tim Nolan be appointed as the Regional Advisory Committee for the Disabled's representative to replace Michelle Laforet on the Advisory Committee on Equitable Representation on Committees/Boards/Commissions.
6. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original source of financing:

Capital Centre Number	Project Description	Authorized Gross Cost	Expended/ Committed To Date	Balance Available	Source(s) of Financing
a) 318941016	Energy Conservation Projects (1989)	\$ 50,000.00	\$ 49,756.87	\$ 243.13	Reserve for Capital Projects
b) 319041003	Major Maintenance to Civic Buildings (1990)	250,000.00	249,800.65	199.35	Reserve for Capital Projects
c) 319151002	Central Memorial - Replace Pool Filtration	200,000.00	178,310.08	21,689.92	Reserve for Capital Projects
d) 319151011	City Hall - Fan Plenum Retrofit	90,000.00	89,965.68	34.32	Reserve for Capital Projects - C.U.P.
e) 319151014	C.U.P. - Replacements/ Revisions/New Equipment	70,000.00	69,582.11	417.89	Reserve for Capital Projects - C.U.P.
<b>TOTAL</b>				<b>22,584.61</b>	



1993 January 26

7. (a) That an Agreement, duly executed by Agommen Ltd. (Agostino Ammendolia, President), Shoreline Gardens Ltd. (Fernando Fabiani, President), Pinegate Manufacturing Inc. (Peter Lamarche, President), Fulvio Zanette, John DiCecca, Roman Prus, Annunziato Ammendolia, Gary Santucci, Jack Terrana, Aaron Rifkind and Tony Lucido, owners of 303, 305 and 307 King Street East, on 1993 January 7, allowing the installation of 21 windows and one door, facing the municipal parking lot adjoining their property to the west, be approved. A certified cheque in the amount of \$500., to be credited to Account No. CH 4X602 00109, is being held by the Treasurer pending approval of this transaction. This is a one time charge for administration fees.
- (b) That it is understood and agreed that, should the City of Hamilton require the parking lot for development purposes, the owners shall within thirty (30) days of receipt of written notice from the Corporation of the City of Hamilton remove such windows and door or board up same, entirely at the expense of the owners.
- (c) That the Mayor and City Clerk be authorized to execute all the necessary documents.
8. That the 1993 invoice for \$122,900. (plus GST) from Dunn and Bradstreet Software (formerly Management Science America) be authorized for payment from Account CH 5609X-26021 (User Software).
9. That the contract settlement of the International Union of Bricklayers and Allied Craftsmen and the Ontario Provincial Conference of the International Union of Bricklayers and Allied Craftsmen and the Terrazzo, Tile and Marble Guild of Ontario, Inc., Local Union 31 B, be received pursuant to the Fair Wage Policy of the City of Hamilton.
10. That the contract settlement between the Construction Site Teamsters Employer Bargaining Agency and the Teamsters Construction Council of Ontario, Local 879, Hamilton, be received pursuant to the Fair Wage Policy of the City of Hamilton.
11. That the contract settlement between the National Elevator Escalator Association and the International Union of Elevator Constructors for Local 90, Hamilton, be received pursuant to the Fair Wage Policy of the City of Hamilton.
12. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1993 January 11, attached herewith and marked Appendix "A", be approved.



1993 January 26

13. (a) That the City of Hamilton renew its Membership for 1993 with the Francophone Association of Municipalities of Ontario; and,  
(b) That the cost of the 1993 Membership Fees with the Francophone Association of Municipalities of Ontario, in the amount of \$700., be financed from the Unclassified Account Centre No. CH24201.
14. That the following resolution from the Town of Caledon respecting Provincial "Down Loading", be received:

WHEREAS the Honourable Floyd Laughren, the Provincial Minister of Treasury and Economics, indicated recently, in the legislature, that the Government of Ontario is in serious financial difficulty and that the Municipalities and Boards of Education will be expected to shoulder a higher burden of taxation in 1993; and,

WHEREAS many of the increased costs in the local government are the direct result of Provincial legislation, policy and initiatives such as, but not limited to:

- provincial arbitration awards for salaries and benefits that exceed provincial guidelines; and,
- welfare and related expenses that are 20% chargeable to municipal taxation; and,
- additional costs related to Bill 40; and,
- continuing reductions in provincial cost sharing particularly in education; and,
- increased requirements for mandatory programs without matching provincial dollars; and,

WHEREAS rising levels of tax arrears and aged tax arrears, increasing calls for tax relief from property tax payers and higher numbers of homes for sale and powers of sale indicate that local taxation levels are at, or beyond, the ability of rate payers to support; and,



1993 January 26

WHEREAS it is the local municipality that must tax the property owner for the municipal share of revenue not only for itself but also the Region (or County), Boards of Education, and special use bodies such as Library Boards and Conservation Authorities; and,

WHEREAS the property owner has no recourse except to pay municipal taxation or risk the loss of property and assets; and,

WHEREAS there is a growing disenchantment with the political leadership's ability, at all levels, to control and prevent increases in taxation; and,

WHEREAS there are more calls for a tax revolt among taxpayers;

NOW THEREFORE the Council of the Town of Caledon puts on notice the Province of Ontario, the Region of Peel, The Peel Board of Education, The Dufferin Peel Roman Catholic Separate School Board, and all other Agencies, Boards and Commissions, who derive revenue from property taxes, that it will not increase mill rates or send out bills or attempt to collect additional levies or demands resulting from reductions in Provincial support payments, increases or changes in Provincial legislation, policies or initiatives, changes in mandatory requirements, provincial arbitration awards or any other measure designed by the Province of Ontario to down load additional costs to municipal tax payers or to increase the cost of local government; and,

FURTHER THAT all municipalities in Ontario be sent a copy of this resolution and be asked to endorse this position.

15. That the following resolution from the City of Burlington respecting Unsolicited, Unaddressed Mail, be endorsed:

WHEREAS unsolicited, unaddressed mail is increasingly becoming a waste management problem for municipalities; and,

WHEREAS the Federal Government through its Green Plan has made a commitment to Sustainable Development with waste reduction as a key objective; and,



1993 January 26

WHEREAS Canada Post, a Federal Crown Corporation contributes to the unsolicited, unaddressed mail problem by delivery over 3.5 billion pieces of unsolicited, unaddressed mail each year; and,

WHEREAS significant numbers of citizens do not wish to receive unsolicited, unaddressed mail; and,

WHEREAS Canada Post is obligated to deliver unsolicited, unaddressed mail due to their mandate; and,

WHEREAS many private distributors of unsolicited, unaddressed mail would like to respect citizen's wishes but in doing so, are put at a competitive disadvantage with Canada Post;

BE IT HEREBY RESOLVED that the Council of the Corporation of the City of Burlington request the Federation of Canadian Municipalities (FCM) to petition the Minister responsible for Canada Post to amend the Postal Act and the corresponding Regulations to allow environmentally concerned Canadians the right to refuse unsolicited, unaddressed mail before it is delivered; and,

THAT the City Clerk be directed to forward this resolution to Ontario Municipalities with a population over 50,000 for consideration and endorsement.

16. That the following resolution from the City of London respecting a Petition to the Provincial Minister of Community and Social Services for the continuation of Sheltered Workshops as a Program of Choice within the Social Services System, be received:

THAT the action taken by the Municipal Council of the City of London on 1992 August 4, in having adopted Clause 4 of the Seventeenth Report of the Community and Protective Services Committee, indicating the fact that it is the position of the Municipal Council that sheltered workshops should continue as a program of choice within the Social Services System be reaffirmed; and,



1993 January 26

THAT the Honourable Marion Boyd, Minister of Community and Social Services, be so advised; and further,

THAT a copy of this resolution be forwarded to the local Members of the Legislative Assembly and to the Association of Municipalities of Ontario for their endorsement and support; and further,

NOTWITHSTANDING Council Policy 5 (10), a copy of this resolution also be forwarded to all Ontario municipalities with a population in excess of 50,000 residents for their endorsement and support, together with the request that they advise the Minister of Community and Social Services, their local Members of the Legislative Assembly and the Association of Municipalities of Ontario of their support of this matter.

17. That the following procedures to regulate unauthorized encroachment at the Hamilton Farmers' Market be approved:
  - "(a) That all stallholders be forwarded a letter requesting compliance
  - (b) Step One: Verbal Warning  
Step Two: Written Notification witnessed by Stallholder Executive Member (compliance within (7) seven days)  
Step Three: Written Notification advising of possible Suspension or Termination of Contract (Failing Settlement at Step Two).
  - (c) Recommendation of appropriate disciplinary action to Market Sub-Committee/Finance and Administration Committee."



**1993 January 26**

18. That the prelevy residential and non-residential mill rates for 1993 be established at figures slightly below 50% of the 1992 respective mill rates as follows:
  - (a)
    - (i) That a real property tax prelevy mill rate of 196 mills be established for 1993 to be billed in two instalments of 98.0 mills each, payable 1993 February 26 and 1993 March 31. This prelevy rate represents 49.976% of the 1992 residential mill rate.
    - (ii) That a business tax prelevy mill rate of 230 mills be established for 1993 to be billed in one instalment, payable 1993 February 26. This prelevy rate represents 49.849% of the 1992 non-residential mill rate.
  - (b) That a non-metered water and sewer surcharge prelevy, be established on behalf of the Regional Municipality of Hamilton-Wentworth, based on approximately 50% of the 1992 charge, to be billed in two equal instalments, payable 1993 February 26 and 1993 March 31.
19.
  - (a) That the City of Hamilton resolve Ontario Court (General Division) Action No. 92-CU-45409 by payment to the Plaintiffs, Dionnisios Mavridis and Gina Mavridis, of the sum of \$6000. in full satisfaction of their claim for damages, interest and costs; and,
  - (b) That the Plaintiffs, Dionnisios Mavridis and Gina Mavridis be required to provide the City of Hamilton with a Full and Final Release in a form satisfactory to the City Solicitor; and,
  - (c) That Ontario Court (General Division) Action No. 92-CU-45409 be dismissed without costs.
20.
  - (a) That the City of Hamilton Civic Awards Programme Regulations which were adopted by City Council on 1956 September 25th, and amended on 1991 September 24th and 1992 June 30th, be further amended as follows:
    - (i) delete award presentations being given for second and third time recipients of awards of the same class.
    - (ii) delete the awarding of Civic gold and silver rings for National and International Competitions and National or International records being broken at a Provincial competition and substitute a Civic plaque consisting of a gold City of Hamilton medallion and a gold "National" or "International" plate affixed to a wooden base.



1993 January 26

- (iii) delete the awarding of Civic gold pins for Provincial Junior or Senior Competitions and award a Civic silver pin for all participants who win a Provincial Championship in a Sports or Cultural Competition.
  - (b) That the Civic Award Regulations, attached herewith and marked Appendix "B", which reflects the revisions referred to above in Sub-Section (a), be adopted; and,
  - (c) That the Manager of Purchasing be authorized to call for tender on a Civic silver pin and a Civic plaque.
21. That leave be granted to introduce the following Bill:
- Bill H-7      A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN B. CHARTERS, ACTING CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1993 January 21**



**THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS**

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Mr. David Adames	Cultural Marketing Co-Ordinator (N)	Culture & Recreation	New Position Council Approved - November 10, 1992	\$37,794.64 to \$44,568.68	31/12/92
Mr. Mark Andrechek	Gardener III/Rink II (1)	Culture & Recreation	Replacing Mr. B. Vukmanich - promoted	\$33,510.88	07/12/92
Mr. James Cardwell	Platoon Chief (C-12)	Fire	Replacing Mr. G. Peace - promoted	\$72,764.50	13/12/92
Mr. H. Allan Chalmers	Platoon Chief (C-12)	Fire	Replacing Mr. D. Wishart - retired	\$72,764.50	13/12/92
Mr. Steve Popovich	Motor Mechanic III (D20B)	Public Works	Replacing Mr. A. Arsenaault - promoted	\$35,372.48	07/12/92

Appendix "A" referred  
to in Section 12 of the  
SECOND Report of the  
Finance and Administration  
Committee for 1993.

Prepared 11/01/93



**THE CORPORATION OF THE CITY OF HAMILTON  
TERMINATIONS FROM PERMANENT POSITIONS**

<b>NAME</b>	<b>CLASSIFICATION</b>	<b>DEPARTMENT</b>	<b>REASON</b>	<b>LENGTH OF SERVICE</b>	<b>EFFECTIVE DATE</b>
Ms. Pat Dambrosio	Gardener I	Public Works	Retired	21 years, 5 months	31/12/92
Mr. Giuseppe DiLuca	Yardsperson	Public Works	Retired	22 years, 5 months	31/12/92
Mr. Dave Hockley	Gardener II	Public Works	Resigned	1 years, 1 month	31/12/92
Ms. Dianne Slaman	Stenographer I	Traffic	Resigned	4 years, 7 months	11/12/92
Mr. Donald Taylor	Facility Supervisor	Culture & Recreation	Deceased	28 years, 7 months	22/12/92

Prepared 11/01/93







## CIVIC AWARD REGULATIONS

Appendix "B" referred  
to in Section 20 of the  
SECOND Report of the  
Finance and Administration  
Committee for 1993.

### 1. Eligibility Requirements

- a) Applicants must live in the City of Hamilton or represent a Hamilton Club.
- b) No Professional teams shall receive Civic Awards.
- c) Only playing members and a maximum of three team or club officials shall receive Civic Awards.
- d) A second award of the same class shall not be given to any person.

### 2. The Championships which are won must be:

- (a) Governed by an International, National or Provincial Body.
- (b) Sponsored by an organization authorized to hold such a competition.
- (c) Held at a location where it was possible and feasible for contestants to participate from all sections of the Province or Dominion, according to the contest.
- (d) On request, a statement must be obtained from the governing body stating that the event was recognized as an International, National or Provincial Championship.

### 3. Competition

#### (a) National or International Competition

- (i) A Civic Plaque will be awarded to all participants who win a Canadian or International Championship in Sports or Cultural Competition.
- (ii) The Civic Plaque for National Awards will consist of a gold City of Hamilton medallion and a gold "National" plate affixed to a wooden base.
- (iii) The Civic Plaque for International Awards will consist of a gold City of Hamilton medallion and a gold "International" plate affixed to a wooden base.
- (iv) A Civic Plaque will be awarded when a National or International record has been broken at a Provincial Championship.

#### (b) Provincial Competition

A Civic Silver Pin will be awarded to participants who win a Provincial Championship in sports or cultural competition.







URBAN/MUNICIPAL

C40N HBL A05  
A31  
1993



Mrs. J. McAnanama  
Chief Executive Officer  
Hamilton Public Library

*Handwritten signature*

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1993 February 9  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

**AGENDA**

**1. National Anthem**

**2. Opening Prayer**

**Reverend John H. Dickinson  
James Street Baptist Church**

**3. Presentations**

**Certificates of Appreciation**

**4. Minutes**

**(a) 1993 January 26**

**(b) 1993 January 29 - Special Meeting**







5. *Petitions and Correspondence*
6. *Reports of the Standing Committees*
  - (a) *Transport and Environment Committee*
  - (b) *Parks and Recreation Committee*
  - (c) *Planning and Development Committee*
  - (h) *Finance and Administration Committee*
7. *Notices of Motion for Next Meeting*
8. *First Reading of the Bills*
9. *Second Reading of the Bills - Committee of the Whole*
10. *Third Reading of the Bills*
11. *Question Period*
12. *Adjournment*







# **MINUTES**







1993 January 26

Minutes of Hamilton City Council  
1993 January 26  
7:30 o'clock p.m.  
Council Chambers, City Hall

The Council met:

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

The National Anthem was played by Anthony, Michael and Jacob Rullo.

\* \* \* \* \*

Reverend Bob Leach, Living Hope Christian Assembly led the Council in prayer.

\* \* \* \* \*

Mayor R. M. Morrow presented Certificates of Appreciation to the following:

- a) Mr. Ron Kramer, President and Mr. Jack Gwartz of G. S. Dunn and Company Limited for continuing the expansion of this great company which is now Canada's only dry mustard flour mill.
- b) Mr. Ken Adamson, owner of Langley Parisian Limited for continuing to provide a great consumer service to our community and in recognition to note that it is now the only family-owned laundry business still in existence.
- c) Mr. Edgar Graham, Co-owner of Riddell Sheet Metal and Roofing Limited on behalf for their excellent contribution to the business sector.

\* \* \* \* \*



Mayor R. M. Morrow proclaimed the following:

- (a) Figure Skating Week - 1993 February 1 to 7
- (b) Big Sisters Month in Ontario - 1993 February

\* \* \* \* \*

The minutes of the regular meeting of 1993 January 12 were adopted as circulated and the minutes of the special meeting of 1993 January 19 were adopted as circulated.

<b>CORRESPONDENCE</b>
-----------------------

1. Application dated 1993 January 18 from Adorn Investments Limited and Valerie Fine, Trustee (Midas Bowling Lanes Ltd.), Stoney Creek, Ontario for changes in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District for Block "1", from "AA" (Agricultural) District to "RT-30" (Street Townhouse) District for Block "2", from "AA" (Agricultural) District to "H" (Community Shopping and Commercial, etc.) District for Block "3" and from "R-4" (Small Lot Single-Family Detached) District to "RT-30" (Street Townhouse) District for Block "4", for property located at the rear of No. 1011 Queenston Road, Hamilton, Ontario.

**Received.**

2. Application dated 1993 January 20 from J.A. Riccio Developments Inc., R. R. #10, Brampton, Ontario for removal of the "H" - Holding Provision from the "HH" (Restricted Community Shopping and Commercial) District, modified for property located at Nos. 1379-1383 Upper James Street, Hamilton, Ontario.

**Received.**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee be now considered in Committee of the Whole with Alderman Charters in the Chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<p><b>TRANSPORT AND ENVIRONMENT COMMITTEE - FIRST REPORT (RECONSIDERATION)</b></p>
--

It was moved by Alderman Merling and seconded by Alderman Drury that Section 17 of the First Report of the Transport and Environment Committee for 1993 which was adopted by City Council at its meeting of 1993 January 12, and reading as follows, be reconsidered  
**CARRIED.**

17. (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law to stop up, close and sell the road allowance of Belview Avenue, from 25 m south of Barton Street to the southerly limits;
- (b) That the Commissioner of Transportation/Environmental Services, on behalf of the City as the applicant, prepare and register a reference plan under the Registry Act, to delineate the manner in which the proposed closed road allowance is to be disposed of;
- (c) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 48 of the Regional Act;



- (d) That the City of Hamilton provide an easement to the Region for the existing 155 mm watermain, 300 mm sanitary sewer and 525 mm storm sewer in the proposed closure area;
- (e) That the City of Hamilton provide a 2.0 metre easement to Union Gas for their underground plant consisting of a 114.3 mm gas main on the west side of Belview Avenue and a 42.2 mm gas main crossing Belview Avenue within the closure limits;
- (f) That the City of Hamilton provide an easement to Hamilton Hydro-Electric System for pole, transformers and overhead wire in the proposed closure area;
- (g) That the City of Hamilton provide an easement to Bell Canada for buried cables in the closure area;
- (h) That the City Clerk be directed to publish a notice of City Council's intention to pass the By-law, pursuant to Section 301 of the Municipal Act, R.S.O. 1980;
- (i) That the Law Department prepare a Use Agreement with the owner of the abutting industrial property based on the participation of the City and Glendale Spinning Mills in the proposed solution, for removal of tracks and placement of a hard surface on the CP Rail lands;
- (j) That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.

It was moved by Alderman Merling and seconded by Alderman Drury that Section 17 of the First Report of the Transport and Environment Committee for 1993 which was adopted by City Council at its meeting of 1993 January 12, be referred back to the Transport and Environment Committee. **CARRIED.**



**PARKS AND RECREATION COMMITTEE - THIRD REPORT**

**Section 3 Re: 1993-2002 Capital Budget - Reconstruction of Gore Park Walkways**

Recorded vote on Section 3. (a).

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*

**Section 4 Re: Capital Budget Project - "Harbourfront Development Study"**

Recorded vote on Section 4. (b).

YEAS: Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Kiss. -1.

**CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - SECOND REPORT**

**Section 4 Re: Demolition Permits for 589, 593, and 595 Main Street East**

It was moved by Alderman Drury and seconded by Alderman Morelli that Section 4 of the Second Report of the Planning and Development Committee be referred back.



Recorded vote.

YEAS: Mayor Morrow, Aldermen Drury, Morelli, Copps, Agostino. -5.

NAYS: Aldermen Cooke, Kiss, Agro, McCulloch, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -12. **LOST.**

\* \* \* \* \*

Recorded vote on Section 4.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Aldermen Drury, Morelli. -2. **CARRIED.**

\* \* \* \* \*

**Section 9 Re: Zoning Application - Enrico Mancinelli and Ricardo Persi, 1340, 1342 and 1348 Upper Sherman Avenue**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, D'Amico, Ross. -15.

NAYS: Aldermen Merling, Anderson. -2. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Charters and seconded by Alderman Eisenberger that Rule No. 8 of the City's Procedural By-law be invoked for this meeting of City Council in order to consider a resolution regarding a demolition permit for a building located at 164 Mountain Brow Boulevard. **CARRIED.**



**Section 14 Re: Demolition Permit for 164 Mountain Brow Boulevard**

It was moved by Alderman Charters and seconded by Alderman Eisenberger that the following be added to the Second Report of the Planning and Development Committee as Section 14:

14. That the Building Commissioner be authorized to issue a demolition permit for 164 Mountain Brow Boulevard. **CARRIED.**

**LICENSING COMMITTEE - FIRST REPORT**

**FINANCE AND ADMINISTRATION COMMITTEE - SECOND REPORT**

**Section 20. (a) (ii) Re: Civic Awards Programme Regulations**

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, D'Amico, Ross. -13.

**NAYS:** Alderman Drury. -1. **CARRIED.**

\* \* \* \* \*

**ACTING MAYOR FOR THE MONTH OF FEBRUARY**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman W. McCulloch be appointed Acting Mayor for the month of February, 1993. **CARRIED.**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Licensing Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

C-8, C-9.

H-7.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Ross, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Charters in the chair. (second reading).

C-8, C-9.

H-7.



Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Ross, D'Amico. -13.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-8, C-9.

H-7.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Ross, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-8, C-9.

H-7.



1993 January 26

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Ross, D'Amico. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

City Council then adjourned at 8:40 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1993 January 26



1993 January 29

Special Meeting of Hamilton City Council  
1993 January 29  
3:00 o'clock p.m.  
Room 233, City Hall

Present: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.

Absent: Alderman B. Morelli - Civic Business

It was moved by Alderman Cooke and seconded by Alderman Drury that the Report of the City Council Committee of the Whole be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**COMMITTEE OF THE WHOLE - SECOND REPORT**

1993-2002 Provisional Capital Budget  
and  
Reduction of 1993 Labour Costs

**Recorded vote on Section 1 Re: 1993 Capital Budget and 1994-2002 Capital Forecast**

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Alderman Agostino -1.

**CARRIED.**



\* \* \* \* \*

**Recorded vote on the following individual Capital Projects as referred to in Schedule "A" -  
1993-2002 Capital Budget Program**

<u>Project No.</u>	<u>Project Description</u>	<u>Gross Cost</u> \$	<u>Receipt Subsidy</u> \$
49	Capital Construction Grant - HSPCA Headquarters . . . . .	5 000 000	2 500 000
136	West Harbourfront Development Study . . . . .	300 000	
142	Gore Park Walkway Restoration . . . . .	315 000	
154.2	Replacement and Renovation for Facilities and Equipment . . . . .	185 000	
156	Convention Centre - Refurbish/Renovate Wentworth Exhibition . . . . .	250 000	
157	Hamilton Place Replacement of Casual Furniture . . . . .	120 000	
160	Hamilton Place Studio Theatre - Equipment and Renovations . . . . .	138 000	
164	New Integrated Library System . . . . .	488 000	

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Copps, Wilson, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -14.

**NAYS:** Aldermen Kiss, Agostino. -2.

**CARRIED.**

\* \* \* \* \*



**Recorded vote on Section 2 Re: Reduction of Labour Costs for 1993**

**YEAS:** Mayor Morrow, Aldermen Cooke, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

**NAYS:** Alderman Kiss -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Drury that the Report of the Committee of the Whole on the Report of the City Council Committee of the Whole be adopted.

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

**NAYS:** -0.

**CARRIED.**

\* \* \* \* \*

<p><b>ADOPTION OF BILLS</b></p>
---------------------------------

It was moved by Alderman Cooke and seconded by Alderman Drury that Bill H-8 be now read a first time.

Recorded vote.

**YEAS:** Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

**NAYS:** -0.

**CARRIED.**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Drury that Bill H-8 be now considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

Consideration of the Bill (Second Reading)

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Drury that the Report of the Committee of the Whole on Bill No. H-8 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Drury that Bill H-8 be now read a third time, signed sealed and enrolled as a By-law.



1993 January 29

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -15.

NAYS: -0.

**CARRIED.**

The meeting adjourned at 3:05 o'clock p.m.

Taken as read and approved.

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1993 January 29







## **CORRESPONDENCE**







Correspondence:

1. Letter dated 1993 February 2 from the International Union of Operating Engineers, Local 772 respecting proposed lay-off of members.

**Recommendation:**                      **Be Referred to the Finance and Administration Committee.**

2. Application dated 1993 January 25 from Wesley Urban Ministries Inc., Hamilton, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified for property located at Nos. 202-215 Cannon Street East, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

3. Application dated 1993 January 29 from Highridge Developments (Hamilton) Ltd., Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located south of Rexford Drive and east of Ardleigh Street, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

4. Application dated 1993 January 29 from Maria Miceli, Ancaster, Ontario for a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for property located at No. 667 Rymal Road West, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**

5. Application dated 1993 February 3 from Ashok Kumar, Hamilton, Ontario respecting a modification to the established "M-11" (Prestige Industrial) District regulations for property located at No. 1157 Rymal Road East, Hamilton, Ontario.

**Recommendation:**                      **Be Received.**







# International Union of Operating Engineers

(Stationary) Local 772

*Affiliated With The American Federation Of Labour  
Congress Of Industrial Organizations And Canadian Federation of Labour*

(416) 527-5250 or 527-5256

Fax (416) 527-5256

217 Main St. West, Hamilton, Ontario L8P 1N4

February 2, 1993

## FAX AND REGISTERED MAIL

Hamilton City Council  
Attention: Joe Schatz  
Office of the City Clerk  
City Hall  
71 Main Street West  
Hamilton, Ontario  
L8N 3T4

Dear City Councillors:

We, the representatives of the Federation of City and Regional Workers, are astounded and deeply disappointed by the recent actions of you, the members of City and Region Councils, with regard to the proposed lay-off of our members.

After meetings with your representatives from the Human Resources Department, we sent to you an alternative proposal to lay-offs as a method to reduce the various budgets. (Copy of letter attached).

We did not receive a single inquiry about our proposal or even the common courtesy of a reply.

Our proposal is similar to the one that is operating successfully in Hospitals throughout Ontario and requested by the City Council of Ottawa.

Simply put, the plans objectives is to provide civic employees input in the budget process so as to maintain employment levels, while providing taxpayers with the level of service they rightfully deserve at a cost that is reasonable.

The method is one that must be discussed, and fine tuned to meet the specific needs of this City and Region. Basically, it involves having Union and Management together review the "grass roots budgets", seeking ways to save money, improve services, and streamline operations.



This process is followed up to the presentation of budgets to Council, who are as we know responsible to the electorate for actions taken on any recommendations and the setting of priorities.

We were deeply offended to hear through the news media of massive lay-offs of undetermined length, at undetermined locations, involving undetermined people that some members of Council have stated "we brought upon ourselves".

In 1992, hundreds of our members participated in a voluntary unpaid leave of absence program in order to assist both Councils in dealing with budget difficulties. It is interesting to note that many members of Council refused to participate in this plan on the premise that you were elected to represent your constituents full time and that you work long and hard for your money.

Ironically in 1993, we see both Councils approve a temporary measure to cut budgets, that is disguised from 1992's plan only in that it removes the "voluntary" aspect and ensures that your constituents will not receive the full time services they pay for and deserve.

The approach taken by you and your colleagues has put our members and their families through needless fear and anxiety trying to guess if, when and how long they may be out of work.

Through the news media, we have learned that some members of Council believe we should stop the traditional adversarial Union/Management roles.

We believe our proposal does exactly that and provides a long term approach to fiscal responsibility that has a proven track record albeit a short one.

On the other hand, lay-offs and job cuts have historically proven to be only short term solutions in the public sector.

For members of Council to claim their solution is one acceptable to the taxpayers is to ignore the voice of the approximately 4,500 taxpayers and their families that we represent and the hundreds and thousands of complaints about the erosion of services we the workers receive on a daily basis.

Recent history has shown that politicians pay at the polls for staying with old, worn out methods.

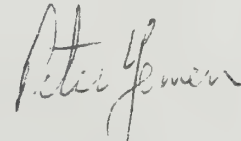


Once again, we offer you the opportunity to meet with our representatives to discuss our plan, in hopes that we might work together to solve a problem that so seriously affects us all as Public Servants, Employees and Taxpayers.

The courtesy of a written reply would be greatly appreciated.

Respectfully submitted on behalf of the Federation of City and Regional Workers.

Yours truly,

A handwritten signature in cursive script, appearing to read "Peter D. Yemen".

Peter D. Yemen,  
Business Agent  
I.U.O.E. Local 772

PDY:df





LOCAL

CANADIAN UNION OF PUBLIC EMPLOYEES  
SYNDICAT CANADIEN DE LA FONCTION PUBLIQUE

President • Président

Recording Secretary • Secrétaire-Ar

FOR IMMEDIATE RELEASE: January 19, 1993

## Federation wants city books opened up

The Federation of City and Regional Workers has set its first task as saving the many public sector jobs currently under attack by Regional and City politicians. At December meetings City and Regional politicians, under the guise of protecting the mill rate, attempted to renege on paying the 1993 contractually obligated wage increases. At a recent Federation meeting executives from our union locals reported being approached by their employers to either open their contracts with an eye to rolling back wage increases or to accept lay-offs of our members.

The Federation refuses to accept such a simplistic approach to current fiscal difficulties and views this attempt to pressure employees into accepting wage cuts as nothing more than the old union bashing dressed up in new rags. The Federation counsels all unions to remember that hard won, legally achieved wage increases were gained at the expense of non-monetary concessions which the employer is not now offering back in exchange for monies returned at this time. The other threatened alternative, lay-offs, is short sighted. The laid off workers would be personally devastated, and given the already high unemployment rates unlikely to find other work thus adding to already over-burdened welfare rolls. The dislocation to services suffering such staff losses would result in a high cost to taxpayers who would bear the brunt of de-skilling, re-training costs and seriously undermine essential services. The Federation considers area public services to have already paid a high price in lost jobs through current practises of attrition, gapping and encouraged leaves without pay. At the library alone 14.5 staff positions have been lost over the past two years, yet circulation has increased by about 75% since 1982. Furthermore, in 1992 we feel public safety has been jeopardized by the loss of 22 front line fire fighter positions. Insult is added to injury when nothing is offered in return for these sacrifices being demanded by employers. The Federation believes only the most mean spirited of employers would ask employees to give up previously agreed to wage increases without a commitment to no lay-offs.

(more)



The Federation proposes instead that employer and unions unite in a complete examination of all city spending practises and expenditures. In a round table discussion Federation members quickly zeroed in on three areas of major concern:

- \* contracting out
- \* deferring capital projects
- \* elimination of unnecessary expenditures.

If the City is sincere in its claim to cut costs, why did it take a union grievance to turn a \$180,000 Honeywell contract over to a union member at a savings of \$117,826 to tax payers? Does it make sense for us to agree to lay off staff at city recreation centres while we are asked to throw our support behind the luxurious new Twin Pad arena? And what about the mayor's chain, the Region's new van and the Skydome party? With unanswered questions like these, is it surprising that Federation members are so reluctant to take city politicians at their word when they claim that the only solution possible is reductions to salary lines?

The Federation affiliated-unions want the books opened up. We want to be part of the problem solving process; we want to be asked where we think the excess dollars are. We think we know. But one thing we know for sure is that the goal of both employer and employee should be to reduce costs without violating collective agreements or cutting services and staffing. We think it can be done; we know we should at least try.

- 30 -

c.c. City and Regional Aldermen

For more information, contact the Federation by calling:

Pam Wagner, President  
CUPE Local 932  
Hamilton Public Library Workers  
529-8111, ext. 321  
524-0353



# International Union of Operating Engineers

(Stationary) Local 772

*Affiliated With The American Federation Of Labour  
Congress Of Industrial Organizations And Canadian Federation of Labour*



(416) 527-5250 or 527-5256

Fax (416) 527-5256

217 Main St. West, Hamilton, Ontario L8P

January 14, 1993

Mr. Robert Menagh  
Manager, Labour Relations  
The Regional Municipality of Hamilton-Wentworth  
and The Corporation City of Hamilton  
Human Resources Centre  
P.O. Box 40, Station A  
Hamilton, Ontario  
L8N 3A2

Dear Mr. Menagh:

I am writing in response to our meeting of December 22, 1992. At that meeting you presented to both City and Region negotiating committees, the desire of City and Regional Councillors to freeze the wages of our members for 1993.

The purpose of this freeze was to minimize tax increases to the taxpayers in the City of Hamilton and the Region of Hamilton-Wentworth, and POSSIBLY, to prevent the lay-off of some of our members.

Prior to consultation with the various Unions involved, it was decided by both Councils to go Public via: the news media with this proposal.

In all fairness, I feel obligated to advise you that this response will also be given to the news media in order to keep the taxpayers informed.

The approach taken by both Councils on this issue is one that is truly archaic, and I must add, not unexpected.

The Councils have chosen a tactic from the 70' and 80's, when in trouble ride the backs of the workers. The method of presentation comes from the 20's and 30's, take workers to the windows and show them the poor and unemployed who would be glad to have their jobs. Make them feel grateful for what they have.

We, the members of Local 772 of the International Union of Operating Engineers invite both Councils to join us in the 1990's.

We invite you to join us in a plan currently operating in the Hospital Industry in Ontario.



The Plan gives Labour and Management an equal voice in the expenditure of tax dollars and providing the public with the best possible service for those dollars.

The plan calls for the formation in each department of a Fiscal Advisory Committee. The purpose of these Committees are to have both Management and Union Workers review budgets, make cost saving suggestions, and generally to make recommendations on running an efficient department.

Lest you think the Unionized workers do not have the skill to handle this task, let me remind you that our members deal with various budgets. Most members deal with their personal budgets on a daily basis, some are empowered with the task of dealing with Union budgets at various levels, and others sit on the Finance Committees of various Sports Clubs, Boy Scouts, Girl Guides, Mohawk College Apprenticeship Advisory Committee, etc.

More importantly, through years of experience, they are a wealth of knowledge on the waste within their own departments.

You indicated at our meeting on December 22, 1992, that the increase in cost in 1993 for our membership was approximately \$167,000.00, including adjustments through Joint Job Evaluation.

The thousands of dollars wasted by various staff and Politicians on new office furniture, the millions of dollars wasted on the T.K.S. system at the Sewage Treatment Plant, and the careless handling of City property by the Mayor are old news.

We give to you now a few more examples of exorbitant expenditures, as we see them to be.

On December 8, 1992, one week before Council called for its wage freeze it passed the following increases:

	<u>1992</u>	<u>Anniversary</u>	<u>TOTAL</u>
1. to the Manager, Real Estate Division	5%	17.5%	22.5%
2. to the Assistant Manager of Building Operations and Maintenance	5%	17.75%	22.75%
3. to the Cultural Marketing Co-ordinator	5%	17.75%	22.75%
4. to the Curatorial Programming Assistant	5%	17.75%	22.75%

although these may be 1992 increases, when you take into account that there is at least another 17.5% to be added to the rates through anniversary increases they certainly make it much easier to take a wage freeze in 1993. For our members to get an increase like this, you would have to add 1989, 1990, 1991, 1992 and you would still only get 20.5%



In my 9 months on staff, my members have conveyed to management, the concern of outside contractors doing work that we are capable of doing. I am also informed that this debate has gone on for years prior to my coming on staff, which I find as no surprise, as this issue has long been a thorn in the side of Trade Unions. To the untrained person this may be seen as a tactic to merely save a Union job. In fact, at a recent grievance meeting, it was admitted that the City was finally cancelling a contract with Honeywell for \$180,000.00 and turning the work over to a member of our Union. The cost of having our Member do the work, including his 1993 increase, including providing transportation is approximately \$62,173.60, resulting in a SAVINGS of \$117,826.40. In this one area alone we have almost covered the 1993 wage increase of our entire 165 members.

At a Council meeting on November 10, 1992, Council authorized payments to 7 former Supervisors totalling \$181,927.00.

At that time and presently the 7 Supervisors are in the position of Process Operator at a rate of \$19.91/hr. All 7 of these positions are within our bargaining unit. Councillor Don Ross, at that meeting, indicated that these were long service employees who were now at the bottom of the seniority list and the Council was legally obligated to pay them this money.

What Councillor Ross did not know, or failed to mention, was that at the Sewage Treatment Plant there are only 10 Process Operators in total. According to the response received by our Union to a grievance on this matter, these are the only 10 people in the entire Region that are qualified to perform this job.

So, unless the people of Hamilton stop cooking, bathing, drinking water, flushing toilets, etc., these are the 10 most secure jobs in the entire Region.

If one of our members gets a lay-off notice he/she has the opportunity to bump a more junior employee, if they are qualified to perform the work. If that job is a lower paying job that person gets the lower rate of pay and is supposed to be thankful they still have a job.

If lay-offs result from all of this, can our members who take lower paying jobs expect severance amounts similar to that received by these former supervisors?

Don't lay us off and we will save another \$181,927.00, putting us on the plus side for 1993.

As taxpayers and employees of the City and Region, we would welcome the opportunity to assist in analyzing budgets in order to benefit all taxpayers.

We are aware that by a wage freeze you will cut the budget in a manner causing the least amount of work to management.

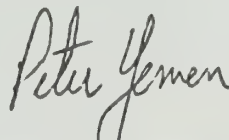


However, that method is ancient, short term and does not tackle the real problems that exist. Taking money from the pockets of our members is not going to stop the mountain of unpaid or late property taxes. In fact, it may have the opposite affect by adding to those lists the names of some of our members.

We believe, we have offered to you a truly effective and operable solution to this matter and from it we anticipate true fiscal responsibility in the spending of our tax dollars for many years to come. Through attrition many jobs were not filled in 1992 cutting services to the taxpayer. Any further cuts are not justified and in many cases could pose a health and safety danger to the public.

With our assistance on Fiscal Advisory Committees, the public and the 2 Councils will have watchdogs on site who have the interest of their jobs and tax dollars at stake.

Sincerely yours,

A handwritten signature in cursive script that reads "Peter Yemen".

Peter D. Yemen,  
Business Agent.

PDY:gb

cc: Regional Councillors  
City Councillors















## REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **SECOND** Report for 1993 and respectfully recommends:

1. (a) That a "No Parking 8:00 a.m. to 4:00 p.m., Monday, to Friday" regulation be implemented on the west side of Bond Street South between Arkell Street and Main Street West; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
2. (a) That the existing "Three Hour Parking Time Limit; 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the north side of Bold Street between Bay Street South and Caroline Street South be replaced with a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
3. (a) That a "Three Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the south side of King William Street between Steven Street and Tisdale Street North; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
4. (a) That a "No Stopping, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Bond Street commencing at a point 75 feet north of the north curb line of Glen Road (east leg) and extending to a point 20 feet south of the south curb line of Glen Road (east leg); and  
(b) That a "No Stopping, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of Bond Street commencing at a point 60 feet north of the north curb line of Glen Road (east leg) and extending to a point 54 feet south of the south curb line of Glen Road (east leg); and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.



5.
  - (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of Columbia Drive commencing at the north leg of Tyne Place and extending to Bendamere Avenue; and
  - (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of Tyne Place from end to end; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
6.
  - (a) That the existing "No Parking" regulation on both sides of Rodgers Road between King Street East and Normandy Road be replaced with a "No Stopping" regulation; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
7. That the Director of Traffic Services be authorized to issue upon request one Time Limit Exemption Permit to each of the first three eligible applicants residing in the apartment building at No. 95 Arkledun Avenue.
8. That the Director of Traffic Services be authorized to issue, upon request, one Time Limit Exemption Permit to each of the first five eligible applicants residing in the apartment building at No. 226 1/2 James Street North.
9.
  - (a) That in conjunction with the existing "Alternate Side Parking" regulation, a "Permit Parking" regulation be implemented on the west side of East 27th Street commencing at a point 31 feet north of Mohawk Road and extending to a point 20 feet northerly therefrom and on the east side of East 27th Street commencing at a point 30 feet north of Mohawk Road and extending to a point 19 feet northerly therefrom; and
  - (b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mrs. Strauch, 590 East 27th Street; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
10.
  - (a) That a "No Stopping, Wheelchair Loading Only, 9:00 a.m. to 5:00 p.m., Monday to Saturday" regulation be implemented on the east side of Cochrane Road commencing at a point 97 feet south of Central Avenue and extending to a point 22 feet southerly therefrom; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.



11. (a) That a "Permit Parking" regulation be implemented on the north side of Foster Street commencing at a point 180 feet west of Ferguson Avenue South and extending to a point 25 feet westerly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Mrs. Kathleen Diletti, 15 Foster Street; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
12. (a) That a "Permit Parking" regulation be implemented on the north side of Ferrie Street East commencing at a point 68 feet west of Ferguson Avenue North and extending to a point 23 feet westerly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Kathleen Wintemute, No. 175 Ferrie Street East; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
13. (a) That the existing "No Parking, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side of Park Street South which commences at a point 101 feet south of Robinson Street and extends to a point 40 feet southerly therefrom be revised, such that the regulation will be in effect Monday to Friday; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
14. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Acadia Drive, commencing at a point 24 feet south of Butler Drive and extending 400 feet southerly be removed; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
15. (a) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Colcrest Street commencing at a point 118 feet east of the east curb line of Seabrooke Drive and extending to a point 40 feet easterly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
16. (a) That northbound traffic on Eva Street be required to stop for eastbound and westbound traffic on Eaglewood Drive; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.



17. (a) That four-way stop control be implemented at the intersection of Edgevale Road and Paradise Road North; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
18. (a) That parking be prohibited on the west side of Sherman Avenue South between Cumberland Avenue and at a point 105 feet northerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
19. (a) That a "No Parking" regulation be implemented on the north side of Guildwood Drive commencing at Upper Horning Road and extending to a point 70 feet easterly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
20. (a) That the existing residential boulevard parking agreement registered as Instrument No. 197126 C.D. to the property at No. 336 Victoria Avenue North be discharged, at the property owner's expense; and  
(b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
21. (a) That the Blakely Neighbourhood be designated as a Neighbourhood Watch Area; and  
(b) That Neighbourhood Watch signs for the Blakely Neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and  
(c) That the necessary funds be charged to Account No. CH55301 75030 (Neighbourhood Watch Program).
22. That Section 40 of the FOURTEENTH Report of the Transport and Environment Committee, adopted by City Council on 1989 August 29, authorizing the City Solicitor to make application to a County Court Judge under Section 82 of the Registry Act, R.S.O. 1980, on behalf of C. Lam Lew, for an order closing the unassumed North/South Alley from Fennell Avenue East to 30.10 m northerly, between East 26th Street and East 27th Street, be rescinded in its entirety.



23. That Section 15 of the FIRST Report of the Transport and Environment Committee, adopted by City Council on 1987 January 13, authorizing the City Solicitor to make application to a County Court Judge under Section 82 of the Registry Act, R.S.O. 1980, on behalf of Mor Car Wash Systems, for an order closing the East Part of the First Alley North of Main Street between New Street and Strathcona Avenue, from the North South alley to 11.07 m easterly, on 1986, October 8, be rescinded.
24. That Section 17 of the NINETEENTH Report of the Transport and Environment Committee, adopted by City Council on 1989 November 28, authorizing the City Solicitor to make application to a County Court Judge under Section 82 of the Registry Act, R.S.O. 1980, on behalf of Rinberto Construction Limited, for an order closing a portion of the unassumed alley south of Fennel Avenue West, at the rear of 640 Upper James Street, from two feet south of the north property line, to the north property line of 642 Upper James Street, be rescinded.
25.
  - (a) That the Commissioner of Transportation/Environmental Services be directed to prepare a by-law for the stopping-up and closing of the public walkway in the Kentley Neighbourhood, between 71 and 75 Janet Court;
  - (b) That the Commissioner of Transportation/Environmental Services be directed to publish a notice pursuant to Section 301 of the Municipal Act R.S.O. 1990, of City Council's intention to pass the by-law;
  - (c) That the Director of Property be directed to proceed with the disposition of the said lands to the abutting owners;
  - (d) That the Commissioner of Transportation/Environmental Services register a reference plan under the Registry Act, to delineate the manner in which the closed lands are to be distributed to the abutting owners;
  - (e) That the Commissioner of Transportation/Environmental Services be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Act;
  - (f) That an easement be provided in favour of the Region for the existing storm sewer and catch basin within the walkway right-of-way;
  - (g) That, upon enactment of the by-law to close the walkway, Landmart Building Corp., owner of Eastgate Heights, be relieved of the obligation of constructing the walkway from the west limit of the plan of subdivision to Eastgate Court.



26. That the application of L. Weaver, agent for the Volunteer Centre of Hamilton and District (206-627 Main Street East, Hamilton L8M 1J5), to display a promotional banner across Main Street West in front of City Hall from 1995 April 17 to 1995 April 24, with the message "Volunteers - The Heart of Hamilton", be approved.
27. (a) That the following City lands be incorporated into the street in order to complete the final street width or provide access and hook-ups to newly registered subdivision developments:
- |                  |         |                |
|------------------|---------|----------------|
| Upper Wentworth  | Part 12 | Plan 62R-11311 |
| Towercrest Drive | Part 1  | Plan 62R-12227 |
- (b) That the by-laws to carry out the incorporation of the said lands into the foregoing streets be enacted by City Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
28. That the Mayor and City Clerk be authorized and directed to execute a "Letter of Understanding" agreement with Bell Canada which requires the City to provide trenches for the installation of underground telephone utilities at the City's cost within the "Wheten Court" subdivision.
29. That the Ministry of Transportation, Ontario, be advised that the City of Hamilton will be retaining existing names for all City Streets which intersect with the Provincial Highway System.
30. That City Council enact the by-law to authorize construction of local improvements of sidewalks on Upper Sherman Avenue approximately 35 m north of Limeridge Road to approximately 26 m northerly.
31. (a) That an Option to Purchase Agreement by the City, duly executed by the owners, Russell and Muriel McCrory, on 1993 January 19 and scheduled for closing on or before 1993 April 7, for a portion of land situated in the Regional Municipality of Hamilton-Wentworth, composed of part of Lot 1, Concession 1, having a width of 20.060 metres (65.814 feet) more or less, by a depth of 55.590 metres (182.382 feet) more or less, being irregular in shape and comprising a total area of 0.099 hectares (0.245 acres) more or less, more particularly described as vacant rear land of the property known municipally as 631 Rymal Road West and designated as Parts 7 and 8 on Reference Plan 62R-12388, be approved and completed, and the purchase price of \$29,400. be charged to Account No. CH5X303 00107 (Reserve for Services Through Unsubdivided Lands).



- (b) That, as the amount of \$2. has been paid to the owner pursuant to the agreement, this amount be deducted from the purchase price.
- 32.
- (a) That the City of Hamilton accept title from Ontario Hydro of a parcel of land known as part of Lot 10, Concession 8, formerly in the Township of Barton, now in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, and designated as Part 2, Plan 62R-12480, with an area of approximately 632 square metres, which property is being dedicated to the City by Rymal Square Developments Inc.. This land is required by the developer for Regional sewer purposes to his adjacent subdivision. The developer's lawyer will certify to the City title of the land being dedicated. The City also requires this land for public walkway purposes.
  - (b) That the developer must ensure that all construction equipment working on the lands maintain a clearance of at least 4.5 metres to the nearest overhead transmission line conductor, up to and including 230 kV. For transmission lines over 230 kV, a 6.0 metre clearance must be maintained.
  - (c) That land being conveyed from Ontario Hydro be subject to an easement in favour of Ontario Hydro, executed by Ontario Hydro, the City of Hamilton and the developer, incorporating the following:
    - i. That the developer will be responsible for the completion of any applications and the costs thereof and also pay all costs to comply with any conditions thereby imposed.
    - ii. That upon completion of construction of the sewers, the developer must satisfactorily restore the subject lands, together with any additional Ontario Hydro lands which may be damaged during construction for this project. In this regard, the developer will be required to contact Ontario Hydro, Central Region, to arrange for final inspection of the property.
    - iii. That the developer must give two (2) working days notice prior to construction, and in this regard, complete a "Notice of Entry" form. In the event that safety supervision is deemed necessary by Ontario Hydro, any charges in this regard will be the responsibility of the developer.
    - iv. That no lighting standards are to be erected on the lands without the prior approval of Ontario Hydro.
    - v. That the developer will be liable for 100% of the total costs of any necessary revision or relocation of Ontario Hydro plant.



1993 February 9

- (d) That the City of Hamilton open by by-law, as a public walkway, the said lands dedicated to the City shown as Part 2 on Reference Plan 62R-12480.
  - (e) That the Senior Director, Transportation Services Department, be authorized and directed to prepare and register the by-law in order to establish the lands known as Part 2, Reference Plan 62R-12480, as a public walkway, immediately following the conveyance to the City of these lands.
  - (f) That the Mayor and City Clerk, be authorized and directed to execute all of the required documents for this project.
33. That purchase orders be issued for the supply and delivery of Aggregates as and when required during 1993 by the Public Works Department tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and be financed through Stock Materials Account No. CH56197 60999, as follows:

Lakeview Sand & Gravel Ltd., Paris

Granular 'A'	\$ 7.40
19mm Clear	8.90
19mm Crusher Run	7.60

Cayuga Materials & Construction, Simcoe

6.4mm and 9.5mm Chips Washed	11.25
------------------------------	-------

TCG Materials, Brantford

6.4mm chips Washed	11.25
--------------------	-------

GST and PST extra where applicable. Prices per tonne, delivered.



34. That purchase orders be issued for the supply and delivery of Mixed Portland Cement Concrete as and when required during 1993 by the Public Works Department in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and financed through Stock Materials Account No. CH56197 60999, as follows:

<u>Dufferin Concrete Products, Hamilton</u>	<u>Delivered</u>	<u>Picked up</u>
Sidewalk, Curb & Roadway Concrete	\$96.60	\$90.00
Valve Chambers CB's & Manholes	96.60	90.00
Unshrinkable Fill	42.60	38.00

<u>Independent Ready Mix Concrete, Hamilton</u>		
Sidewalk, Curb & Roadway Concrete	92.90	89.90
Valve Chambers CB's & Manholes	92.90	89.90

GST and PST extra where applicable. Prices per tonne.

35. That purchase orders be issued for the supply of Asphaltic Concrete and Bituminous Materials as and when required during 1993 by the Public Works Department in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and financed through Stock Materials Account No. CH56197 60999, as follows:

<u>Cayuga Materials &amp; Construction, Simcoe</u>	
HLS 030 Steel Slag	\$42.50
Asphalt Surface Course H.M.3	41.50
Asphalt Binder Course H.M.5	36.75
Liquid Asphalt Cement	3.00 litre

<u>Standard Asphalt, Hamilton</u>	
HLS 030 Steel Slag	38.00
Asphalt Surface Course H.M.3	40.00
Asphalt Binder Course H.M.5	36.00
Cold Laid Patching Material	59.60
Liquid Asphalt Cement	2.50 litre
Hot Liquid Asphalt	3.50 litre

<u>Norjohn Limited, Thorold</u>	
Cationic Emulsion CRS-2	delivered 0.2497 litre

<u>Hydrotech Membrane, Richmond Hill</u>	
Crack Sealing Material	delivered 0.31 per pound

GST and PST extra where applicable. Prices per tonne, picked up, unless otherwise specified.



1993 February 9

36. (a) That the Chairman or his designate be authorized to attend the Ontario Traffic Conference Annual Convention to take place on 1993 May 2 to May 5, Windsor, Ontario.
- (b) That costs for attendance be allocated to Aldermen Travel Account No. CH55201 10010 from the 1993 Operating Budget.
37. (a) That the Chairman or his designate be authorized to attend the Ontario Good Roads Association Annual Conference to take place on 1993 February 21 to February 24, Toronto, Ontario.
- (b) That costs for attendance be allocated to Aldermen Travel Account No. CH55201 10010 from the 1993 Operating Budget.
38. (a) That the School Crossing Guard located at the mid-block traffic signal on Limeridge Road West at St. Jerome's Separate School, be retained.
- (b) That the Finance and Administration Committee be requested to recommend a method of financing this School Crossing Guard.
39. (a) That the Traffic Department be authorized to purchase the equipment necessary to provide computerized monitoring of inventory and bar coding of stock items at the Traffic Operations Centre; and
- (b) That funding for this project, be allocated from the Capital fund for the construction of the Traffic Operations Centre, Account No. CF758841001.
40. That the 1993 User Fees for encroachments on City of Hamilton Road Allowances attached hereto as Appendix "A", be approved.
41. (a) That the 1993 Road and Sidewalk Capital Improvement Programme in the amount of seven million dollars (\$7,000,000.) attached hereto as Appendix "B", be approved; and,
- (b) That the Commissioner of Transportation/Environmental Services be authorized to undertake the works on behalf of the City of Hamilton once all the necessary approvals have been received; and,



1993 February 9

- (c) That the Commissioner of Transportation/Environmental Services prepare the necessary by-laws and the City Clerk be authorized and directed to advertise these by-laws as required by Section 300 of the Municipal Act of the City's intention to proceed with the altering of the following streets:
    - i. Mount Albion Road from approximately 90 m north of Albright Road to approximately 110 m south of Albright Road - widening to provide a left turn lane.
    - ii. Sanders Boulevard from West Park Avenue to Norfolk Street - road narrowing.
  - (d) That the Director of Property be authorized and directed to negotiate the purchase of the land required for the widening of the Mount Albion and Albright Road intersection.
- 42.
- (a) That, upon receipt of Ontario Municipal Board approval, a purchase order be issued to WMI-Waste Management of Canada Inc., Stoney Creek, in the amount of \$0.635 per unit per month, GST extra at 7%, for a sixty month term to commence 1993 April 1 for the Collection of Compacted Garbage from Apartment Buildings, being the lowest of six acceptable proposals received in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal.
  - (b) That the City Solicitor be authorized to obtain Ontario Municipal Board approval of the awarding of this contract as it exceeds the term of this present City Council.
  - (c) That a contract be entered into satisfactory to the City Solicitor.
  - (d) That this expenditure be financed through Garbage Disposal Account budgeted for 1993.



1993 February 9

43. That leave be granted to introduce the following Bills:

- (a) **A-9** By-law to Incorporation Part 12, 62R-11311 into Upper Wentworth Street
- (b) **A-10** By-law to Incorporate Part 1, 62R-12227 into Towercrest Drive
- (c) **A-11** By-law to Authorize the Construction of Local Improvements of an independent concrete sidewalk on the east side of Upper Sherman Avenue approximately 35 m north of Limeridge Road East to approximately 26 m northerly
- (d) **A-12** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (e) **A-13** By-law to Amend By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN H. MERLING, CHAIRMAN**  
**TRANSPORT AND ENVIRONMENT COMMITTEE**

1993 February 1



CITY OF HAMILTON  
LOCAL ROADS - REGION  
SCHEDULES OF 1993 USER FEES

DESCRIPTION OF SERVICE	USER FEE OR CHARGE		
	1992 FEE	1993 FEE	%INCREASE OVER 1992
<b>1. PASSIVE ENCROACHMENT ON ROAD ALLOWANCE</b>			
a) INITIAL FEE			
Processing Fee	\$ 83.00	\$131.00	0.0%
Registration Fee	28.00		
b) ANNUAL INSURANCE FEE	20.00	20.00	
c) ANNUAL FEE			
(i) Landscaping			
Area greater than 100m <sup>2</sup>	30.00	30.00	0.0%
Area less than 100m <sup>2</sup>	0.00	0.00	0.0%
(ii) Overhead			
Overhanging signs, fire escapes, canopies, marquees, etc.	10% of market or \$30.00 min.	10% of market or \$30.00 min.	0.0%
<b>2. ACTIVE ENCROACHMENTS ON ROAD ALLOWANCE</b>			
a) INITIAL FEE			
Processing Fee	178.73	180.00	.01%
Registration Fee	27.00	27.00	0.0%
b) ANNUAL INSURANCE FEE	20.00	20.00	0.0%
c) ANNUAL FEE			
(i) Patio Cafes	\$230 initial	\$930.00	304%
Processing and Seasonal Fee (6 months)	fee 6/12 of 10% of market of value	initial fee and 6/12 of 10% of market value	
(ii) Areaways	10% of 50% of market value	10% to 50% of market value	0.0%
(iii) Pedestrian Bridges	10% of market value (nil within "+ 15" area)	10% of market value	0.0%

Cont'd...



- 2 -

Description of Service	USER FEE OR CHARGE		
	1992 Fee	1993 Fee	% Increase over 1992
<b>2. ACTIVE ENCROACHMENTS ON ROAD ALLOWANCE</b> (Cont'd)			
(iv) Utility Corridors for Services, Pipes			
1) Overhead Utility Corridor - Pipe & Bridges	10% of market value	10% of market value	0.0%
2) Underground Utility Corridor	10% of 50% of market value	10% to 50% of market value	0.0%
(v) BENCHES Annual Fee (existing agreement)	\$48/bench	\$54.00/bench	13.0%
(vi) WHEEL CHAIR RAMPS	\$13/year	\$14.00/year	8.0%
(vii) NEWSPAPER BOXES Annual Fee	\$13/box	\$14.00/box	8.0%
(viii) TELEPHONE KIOSKS Annual Fee	11% of gross revenue	agreement under review	0.0%
<b>3. PERMANENT ROAD CLOSURE</b>	\$250 (\$100 is refunded to applicant if withdrawn prior to Committee)	\$598 (\$100 is refunded to applicant if withdrawn prior to Committee)	139.0%
<b>4. ENQUIRIES REGARDING STATUS OF ENGINEERING AGREEMENT</b>			
a) If field investigation required	NIL	\$45.00	
b) If no field investigation	NIL	\$24.00	
<b>5. WHEN A STATUS OF INQUIRY RESULTS IN A DISCHARGE OF AGREEMENT</b>	NIL	\$76.00	
<b>6. DISCHARGE OF AGREEMENTS (ROAD ALLOWANCE)</b>	\$130.00	\$130.00	
<b>* 7. TRUCK OVERLOAD FEES</b>			
Tractor Trailer	\$131.00	\$135.00	3.0%
Single Unit Truck	\$218.00	\$225.00	3.0%

\* Previously approved by City Council on December 8, 1992



...../2

**CITY OF HAMILTON  
1993 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME**

**A. Roads and Abutting Sidewalks**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>COMMENTS</u>	<u>ESTIMATE</u>
Bond Street	King	Main	in conjunction with sewer work	\$ 487,300.
David Avenue	South Bend	Duncombe	in conjunction with sewer work	117,100.
East 14th Street	Inverness	North End	1992 Carry Over	208,800.
Hoover Crescent	Fennell	Welbourn	in conjunction with sewer work	44,500.
Nottingham Avenue	Tenth	Winchester	1992 Carry Over	172,100.
Rennie Street	Parkdale	Waterloo	1992 Carry Over	1,327,800.
Sanders Boulevard	Norfolk	West Park	Proposed Road Narrowing	963,700.
Sheridan Drive	East 16th	Holt	in conjunction with sewer work	149,800.
Welbourn Drive	Hoover	McElroy	in conjunction with sewer work	221,900.
Whitney Avenue	Main	155m east of Rifle Range	in conjunction with sewer work	1,127,800.

**B. Sidewalks on Regional Roads**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>ESTIMATE</u>
Fennell Avenue	Upper Ottawa	Mountain Brow	\$179,800.
Garth Street	Fennell	Bendamere	65,200.
Mohawk Road	Upper Sherman	Upper Ottawa	279,800.
Provision for sidewalks on Regional Road Projects - approval pending			587,000.



-2-

**C. Sidewalks and Road Resurfacing**

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>ESTIMATE</u>
Brunswick Street	Vansiltmart	Walmer	100,000.
Chedmac Drive	Rice	270m westerly	50,000.
Kirk Road	Beach Boulevard	West End	17,700.
Marewa Avenue	Beach Boulevard	East End	19,400.
Osbourne Street	Barton	Walmer	131,200.
Walmer Road	Woodward	Talbot	145,800.

**D. Miscellaneous Projects**

<u>DESCRIPTION</u>	<u>ESTIMATE</u>
Catch Basin and Drain Connections -various locations in conjunction with Regional Local Improvement sewers	50,000.
Mount Albion Road and Albright Road - road widening to provide left turn lanes including land acquisition costs	70,000.
Streetlighting - various locations - modifications and upgrades generally in conjunction with road works	483,300.



January 25, 1993

-3-

**E. Supplementary List**

<b>STREET</b>	<b>FROM</b>	<b>TO</b>	<b>ESTIMATE</b>
McElroy Road	Dodson	Wellbourn	59,600.
Seven Oaks Drive	South Bend	Delevan	16,500.
South Bend Road	Dodson	Seven Oaks	102,400.
Dodson Street	South Bend	McElroy	61,400.
Tragina Avenue	Main	82m south of	556,400.
		Monterey	
Central Avenue	Summerhill	Parkdale	136,600.
Haddon Avenue	Westwood	Stroud	243,200.
Ratcliffe Court	Dunkirk	South End	79,600.
Macklin Avenue	drainage channel slope stabilization		180,000.
Macauley Street	John	Wellington	309,500.
Huntington Avenue	Brantwood	Kingslea	217,600.















## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FOURTH** Report for 1993 and respectfully recommends:

1.
  - (a) That the transfer of Hamilton Region Conservation Authority (HRCA) properties on Hamilton Beach to the City of Hamilton and disposition of said properties follow the "selected approach" outlined in Appendix "A" attached hereto.
  - (b) That a Sub-Committee of City-elected officials comprised of the Mayor and Chairs of the Parks and Recreation Committee, Planning and Development Committee and Finance and Administration Committee be authorized to meet with a Sub-Committee of full-authority members to review the "selected approach" and jointly establish a final recommendation to the City and the Hamilton Region Conservation Authority.
  - (c) That prior to submitting a formal request to the Provincial Government regarding their financial interest in this project, the Hamilton Region Conservation Authority and City jointly host a meeting with local MPP's to discuss the proposed property transfer between the Hamilton Region Conservation Authority and the City.
2. That the following Terms of Reference for the Rink and Outdoor Pool Facility Analysis be approved:
  - (a) To study the rink units at Coronation, Eastwood, Inch and Parkdale.
  - (b) To study the outdoor pool units at Coronation, Inch, Parkdale and Walker (Bethune Park) according to, but not limited, to the following parameters:
  - (c) That these studies be conducted according to, but not limited to, the following parameters:
    - i. Exterior Structure
    - ii. Interior Services
    - iii. Lighting



- iv. Mechanical
    - v. Energy Efficiency
    - vi. User Amenities
    - vii. Accessibility
    - viii. Business Case/Cost Benefit Analysis
    - ix. Review of the Annual Arenas Maintenance Budget
    - x. User Profile
  - (c) To include collaboration from but not restricted to the following groups:
    - i. Standing Committee and Parks and Recreation Citizens' Advisory Sub-Committee
    - ii. Ward Aldermen and Community Councils
    - iii. User Group Advisory Committees
    - iv. Respective Municipal Departments
  - (d) To recommend appropriate retrofits, upgrades, options and alternative directions for Capital Budget consideration.
3. (a) That the agreement between the City of Hamilton and the Rosedale Tennis Club, as approved by City Council on 1984 October 16, and deferred 1988 March, be revised in favour of an agreement, satisfactory to the City Solicitor, to include the following:
- i. An annual payment schedule commencing 1993 December 1, in an amount not less than \$5,000. per year.
  - ii. An annual payment of \$10,000., to commence 1993 December 1, to be held in a City Reserve Account, to be utilized towards the replacement of the "bubble".
  - iii. An annual payment of not less than \$2,380. per year for repayment of the existing utility debt to the City in the amount of \$11,900. on December 1 of each year.
  - iv. An annual payment for all utility costs associated with the Tennis Club.
- (b) That the Director of Culture and Recreation report on this agreement to the Parks and Recreation Committee on an annual basis.
4. That the Director of Culture and Recreation be authorized to submit an application to host the Canadian Parks/Recreation Association Conference for the preferred year of 1999.



5. That a purchase order be issued to Maglin Furniture Systems, Woodstock, in the amount of \$55,430. including all taxes and contingency, to fabricate and deliver One Hundred Steel Garbage Bin Containers for the Public Works Department, being the lowest of six tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through Stock Inventory Account No. CH56197 60999 (\$25,645.) and Harbourfront Park Remediation Stage 2 Account No. CH5200 419254003 (\$29,785.).
6. (a) That an agreement between the City of Hamilton and T.J. Stepien Enterprises satisfactory to the City Solicitor, be approved for the operation of a professional basketball team franchise at the Mountain Arena for a trial period 1993 May - August (following the Kilty B Season), subject to terms and conditions whereby T.J. Stepien Enterprises agrees to:
  - i. Event charges of \$1,000. per game for facilities and support staff, payable on Game Day.
  - ii. Concession charges of 35% of gross after applicable taxes, payable weekly.
  - iii. Apply for and comply with Provincial Licensing for beer sales.
  - iv. Acquire comprehensive insurance policy with accident and liability coverage which names the City of Hamilton as third party.
  - v. Cover the financial costs for floor and backstops available from Copps.
  - vi. 50% revenue sharing for on site parking with local service club (\$2. per car).
- (b) That the City of Hamilton will provide facilities, box office, office space, support staff and marketing through arrangements with the Director of Culture and Recreation and co-ordinate floor acquisition with H.E.C.F.I.
- (c) That the Department of Culture and Recreation co-ordinate arrangements with the Hamilton Lacrosse Association for other suitable facility use for regular games and practices and assist with the hosting of tournaments.

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

1993 February 2



Appendix "A" as referred to in  
Section 1 of the FOURTH Report  
of the Parks and Recreation  
Committee for 1993

Selected Approach - Hamilton Beach Project

1. That the Hamilton Region Conservation Authority (HRCA) be encouraged to finalize its property transfer arrangement with the Ministry of Transport Ontario thus increasing HRCA holdings on Hamilton Beach from approximately 25 acres to 35 acres±.
2. That the HRCA transfer its land holdings on Hamilton Beach representing approximately 35 acres, including properties transferred from MTO, to the City at a nominal cost ie. \$2.00.
3. That the Director of Property undertake the sale of the properties deemed surplus to park and open space requirements in accordance with the approved Hamilton Beach Neighbourhood Plan, representing approximately 22 acres± and that subject to Provincial approval the HRCA be entitled to receive 50% of the net proceeds from each transaction this being the Provincial entitlement.
4. That the Provincial Government agree to forfeit its financial interest in the 13 acres± to be retained by the City to facilitate implementation of the open space component of the Beach Plan; this being considered the Provincial contribution toward the development of the park component of the Beach Project.











1993 February 9

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **THIRD** Report for 1993 and respectfully recommends:

1.     (a)   That approval be given to Unitel Communications Inc. to construct, maintain, and operate two fibre optic cables in that portion of the MacNab Street Truck Tunnel, which lies between King Street West and Main Street West, under the City's jurisdiction;
- (b)   That an agreement between The Corporation of the City of Hamilton and Unitel Communications Inc. be entered into, in a form satisfactory to the City Solicitor, prior to the commencement of the installation of the conduits and cables;
- (c)   That the term of the agreement be at the sole pleasure of City Council and cancellable upon 90 days written notice to Unitel by the City;
- (d)   That Unitel be required to pay for the City's reasonable administrative costs incurred in the course of arranging this agreement, together with the City's reasonable legal expenses;
- (e)   That the Mayor and City Clerk be authorized to execute this agreement on behalf of the City.
2.     (a)   That the Community Renewal Section of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies Unit, for funds under the Job Development Grant Programme totalling approximately \$100,000. to hire temporary full-time staff for placement in a central Business Improvement Area office located on Barton Street to carry out special projects for the Public Works Department in co-operation with Hamilton's B.I.A.'s; and,
- (b)   That the City of Hamilton through the Commercial Improvement Programme and Phase IV of the Downtown Action Plan, Business Development Seminar, contribute \$3,000. towards the Job Development Grant overhead costs (\$1,500. each); and,



1993 February 9

- (c) That the Mayor and City Clerk be authorized to sign the Federal/Municipal Agreement for the purpose of implementing the Job Development Grant Programme; and,
  - (d) That the City Treasurer be authorized to carry out the payroll administration of the Job Development Grant Programme; and,
  - (e) That the Public Works Department, Community Renewal Section be authorized to carry out all remaining financial administrative duties for the Job Development Grant Programme.
3. That a Designated Property Grant in the amount of seven hundred and ninety seven dollars (\$797.) be provided to Ilize Dreimanus.
4. That the Building Commissioner be authorized to issue demolition permits for:
- (a) 15 Limeridge Road East
  - (b) 23 Limeridge Road East
  - (c) 31 Limeridge Road East
  - (d) 418 Limeridge Road East
  - (e) 217 Brant Street
  - (f) 79 Hillview Street
  - (g) 18 Silverton Avenue
5. That the Region be requested to grant a three-year extension to the draft approval for "Battleridge" Subdivision (Regional File No. 25T-76024).
6. (a) That approval be given to application 25CDM-90012, Michael McConnell, Mary McConnell, Frederick Luchak, owners, to establish a draft plan of condominium located on the north-east corner of Herkimer Street and Park Street South, subject to the following conditions:
- (i) That this approval apply to the plans prepared by Ashenhurst Nouwens Limited for Phase 1 and 2 dated July 16, 1990, showing a total of 7 residential units.



1993 February 9

- (ii) That Site Plan Control Application DA-92-40 be finalized prior to the release of the final plan of condominium for Phase 2 by the City of Hamilton.
- (d) That the Commissioner of Planning and Development for the Regional Municipality of Hamilton-Wentworth be advised by Council's decision.
- 7. That the objection to By-law 92-281 regarding Housing Intensification Strategy, attached hereto as Appendix "A" be received.
- 8. That approval be given to Zoning Application 92-49, Primecan Holdings Inc., owner, requesting the removal of the "H" (Holding) symbol provision under Section 36 of the Planning Act, to permit the development of the subject lands for single-family dwellings (Blocks "1"), multiple dwellings (Block "2") and townhouses or maisonettes (Block "3") , and the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593, as amended by By-law 91-72, and Zoning District Map E-9B for presentation to City Council for the lands located on the west side of Upper Wellington Street, south of Limeridge Road East, shown as Blocks "1", "2", and "3" on the attached map marked as Appendix "B".
- 9. That approval be given to City Initiative 92-C Regional Municipality of Hamilton Wentworth, owner, for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1") and to "R-4" (Small Lot Single-Family Detached) District (Block "2"), to permit single-family detached dwellings on Block "1", and small lot single-family detached dwellings on Block "2", in conjunction with development of the abutting lands to the west, for rear lands municipally known as 240 Rymal Road East, as shown on the attached map marked as Appendix "C", on the following basis:
  - (i) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (ii) That Block "2" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
  - (iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-9D and E-18E for presentation to City Council;
  - (iv) That the proposed changes in Zoning are in conformity with the Official Plan for the Hamilton Planning Area.



10. That approval be given to amended Zoning Application 92-23, 200 Rymal Road Inc., (Anthony DiSilvestro), owner, requesting changes in zoning from "AA" (Agricultural) District to "B-2" (Suburban Residential) District modified (Block "1"), to "C" (Urban Protected Residential, etc.) District (Block "2"), and to "R-4" (Small Lot Single-Family Detached) District (Block "3"), to permit large lot single-family detached dwellings (Block "1"), single-family detached dwellings (Block "2"), and small lot single-family detached dwellings (Block "3"), for property located on the south side of Rymal Road East and west of the proposed extension of Upper Wellington Street, as shown on the attached map marked as Appendix "D", on the following basis:
- (i) That Block "1" be rezoned from "AA" (Agricultural) District to "B-2" (Suburban Agriculture and Residential, etc.) District;
  - (ii) That Block "2" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
  - (iii) That Block "3" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
  - (iv) That the "B-2" (Suburban Agricultural and Residential, etc.) District regulations as contained in Section 8B of Zoning By-law No. 6593, applicable to Block "1", be modified to include the following variance as a special requirement:
    - (a) Notwithstanding the provisions of Section 8B(4) of By-law No. 6593, a maximum of 29 lots shall have a minimum lot width of 15.0 m and an average lot area of 510.03 m<sup>2</sup> of which no lot shall have an area of less than 480.0 m<sup>2</sup>;
  - (v) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9E for presentation to City Council;
  - (vi) That the proposed changes and modification in zoning are in conformity with the Official Plan for the Hamilton Planning area;
  - (vii) That the Allison Neighbourhood Plan be amended by changing the road pattern to conform to the layout of the roads shown on the subdivision plan and, to redesignate lands as shown on Appendix "B" as follows:

Block "A" - from "Park and Recreation" to "Single and Double Residential";



1993 February 9

Block "B" - from "Single and Double Residential" and "Utilities" to "Park and Recreational";

Block "C" - from "Attached Housing" to "Single and Double Residential".

11. That leave be granted to introduce the following Bills:

- (a) C-10 By-law to Amend Zoning By-law No. 6593 respecting Land located at Municipal No. 331 Hunter Street West
- (b) C-11 By-law to Amend By-law No. 93019 respecting Planning Fees
- (c) C-12 By-law to Adopt Official Plan Amendment No. 120 respecting Lands Located North of Rymal Road West and East of Garth Street with the Sheldon Neighbourhood
- (d) C-13 By-law to Amend By-law No. 6593 respecting Lands Located at Municipal Nos. 625 and 635 Concession Street.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE**

**Tina Agnello, Secretary  
1993 February 3**



1993 February 9

Appendix "A" as referred to  
in Section 7 of the THIRD  
Report of the Planning and  
Development Committee for 1993

ROBERT ANDERSON  
206 WEST 18TH STREET  
HAMILTON, ONTARIO  
L9C 4G8

December 9, 1992

RECEIVED

DEC 09 1992

CITY CLERKS

We are objecting to the conversion of Single Family Dwellings into Dual Family Dwellings according to the By-Law 92-281 to amend Zoning By-Law 6593, due to:

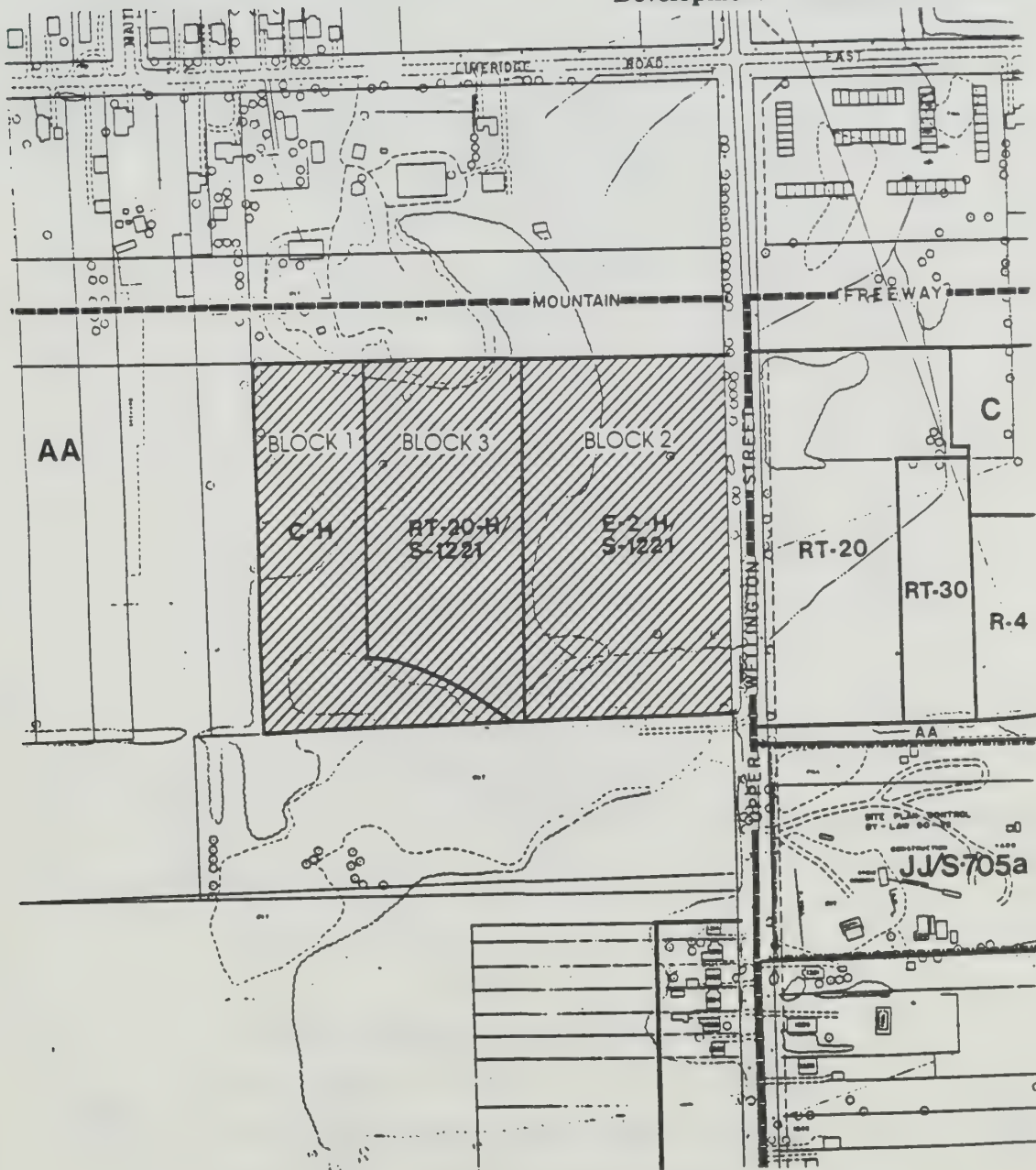
- deterioration of the neighbourhood
- devaluation of property by people who wish to maintain it as a Single Family Residential area
- don't want to see encroachment of absentee landlords who purchase said properties for the monetary factor as opposed to worrying about the neighbourhood by neighbours who are trying to maintain the property

*Robert J. Anderson*



1993 February 9

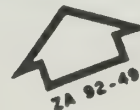
Appendix "B" as referred to  
in Section 8 of the THIRD  
Report of the Planning and  
Development Committee for 1993



Legend



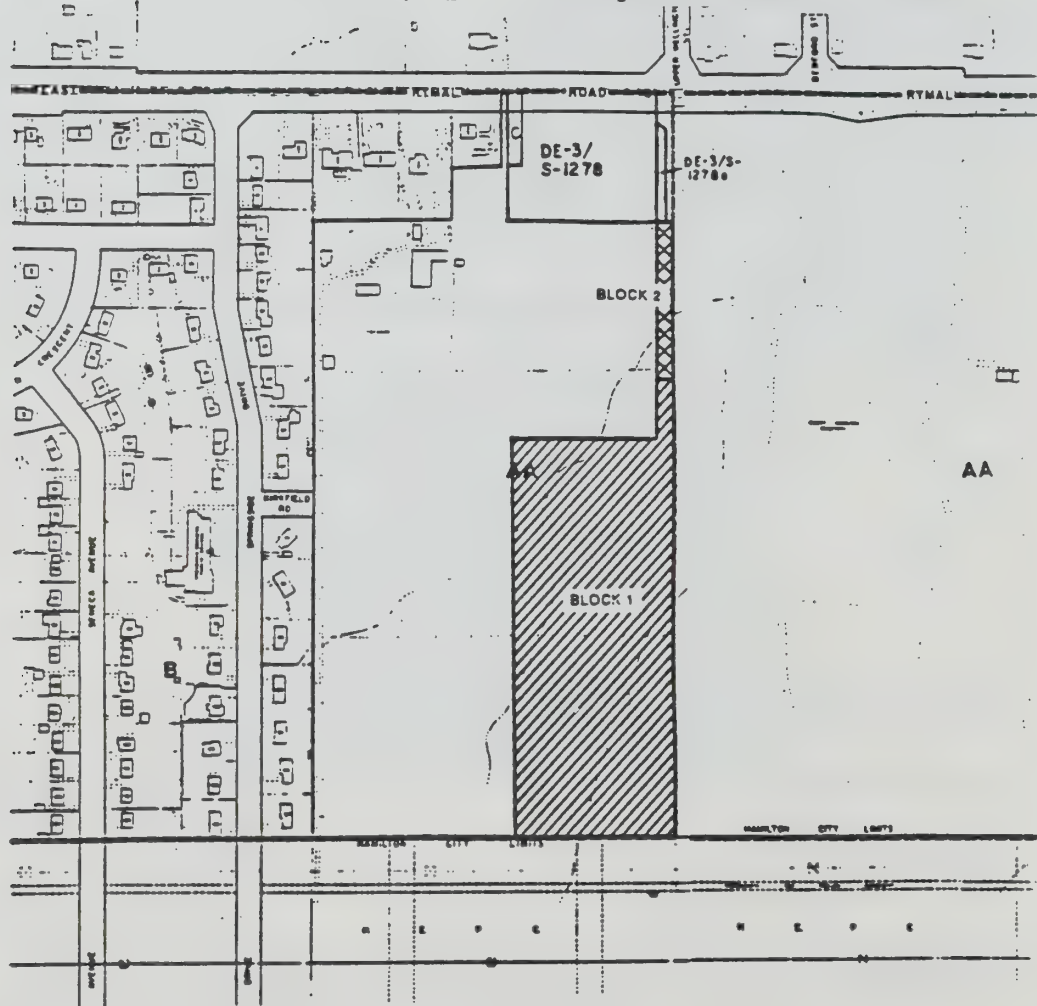
Site of the Application







1993 February 9

Appendix "C" as referred to  
in Section 9 of the THIRD  
Report of the Planning and  
Development Committee for 1993



Legend

Proposed change in zoning from "AA" (Agricultural) District to:

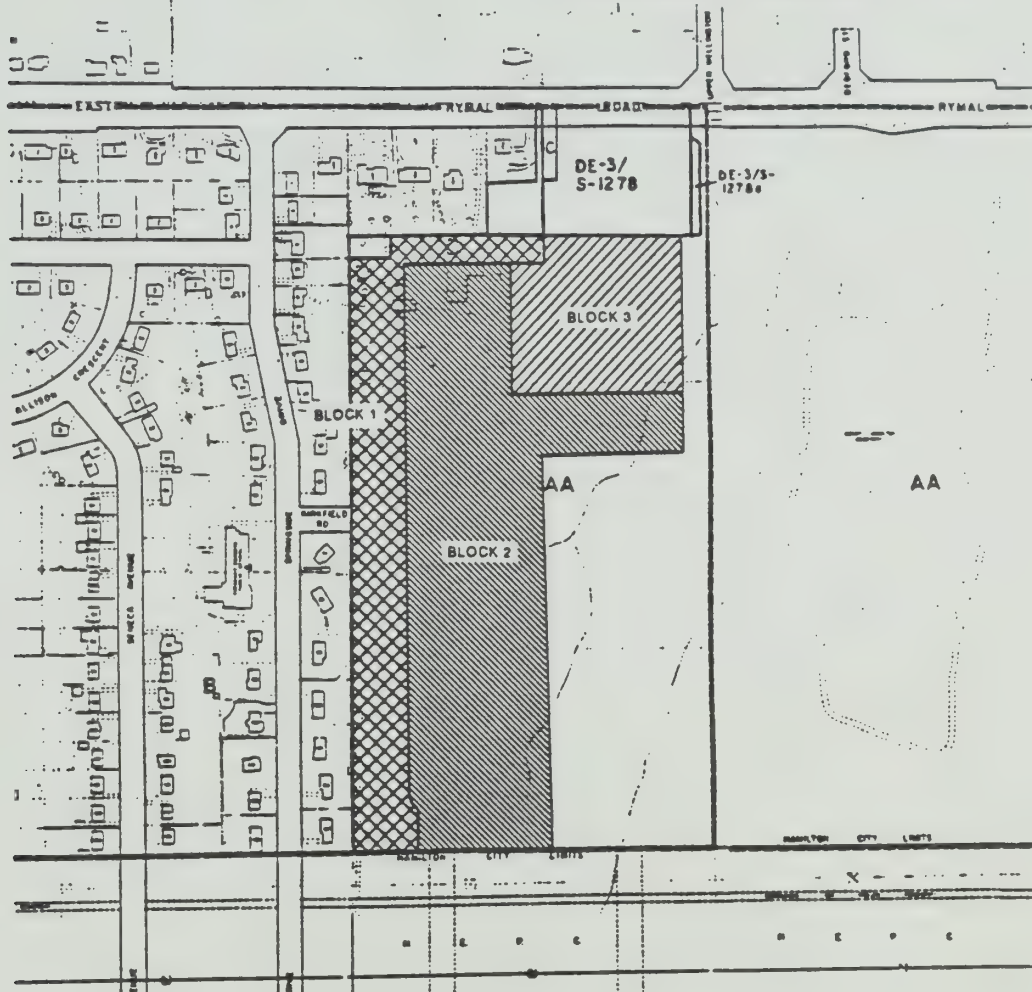
- |         |   |  |
|---------|---|--|
| BLOCK 1 |  | "C" (Urban Protected Residential, etc.) District.  |
| BLOCK 2 |  | "R-4" (Small Lot Single-Family Detached) District. |








1993 February 9

Appendix "D" as referred to  
in Section 10 of the THIRD  
Report of the Planning and  
Development Committee for 1993



Legend

Proposed change in zoning from "AA" (Agricultural) District to:

- |         |   |  |
|---------|---|--|
| BLOCK 1 |  | "B-2" (Suburban Residential) District, modified.   |
| BLOCK 2 |  | "C" (Urban Protected Residential, etc.) District.  |
| BLOCK 3 |  | "R-4" (Small Lot Single-Family Detached) District. |



2A-92-23















1993 February 9

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **THIRD** Report for 1993 and respectfully recommends:

1. (a) That the City of Hamilton supports the Y.M.C.A.'s proposed development of facilities in the Mountain community; and, *Bethune Park 16*  
(b) For the information of the members of City Council, the Chief Administrative Officer has been directed to co-ordinate meetings of the appropriate staff to meet with the Y.M.C.A. representatives to discuss the City's financial, land dedication and all other anticipated involvement in participating in the Y.M.C.A. project, and report back to the Finance and Administration Committee.
2. (a) That a purchase order be issued to Gall Construction Limited o/a Acapulco Pools, Kitchener, in the amount of \$159,724.25 including all applicable taxes for Pool System Renovations at Ryerson Recreation Centre, being the lowest of six tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender; and,  
(b) That this expenditure be financed through Operating Account No. CH56103 31330; and,  
(c) That a contract be entered into satisfactory to the City Solicitor.



1993 February 9

3. That a purchase order be issued to J.P. Hammill & Son Limited, Guelph, for the supply and delivery of Worker 's Uniform Clothing as and when required during 1993 to Purchasing Stores, being the lowest acceptable tender of four received in accordance with specifications issued by the Manager of Purchasing and Vendor 's tender, and be financed through Stores Inventory Account No. CH56103 28999, as follows:

Grey Trousers	\$12.95 each
Short Sleeve Grey Shirts	11.95 "
Long Sleeve Grey Shirts	12.95 "
Grey Overall Jackets	25.95 "
Grey Overall Pants	26.95 "
Grey Crested Coveralls	26.50 "

Applicable taxes extra

4. (a) That approval be given to the request of the Law Department to use the Council Chambers on Thursday, 1993 April 15, from 9:00 a.m. - 11:00 a.m., for a "mock" prosecution, incorporating several current legal issues, on the occasion of National Law Day; and,
- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
5. (a) That approval be given to the request of the Culture and Recreation Department to use the second floor Council annex on Tuesday, 1993 February 9, from 12:00 noon until 1:30 p.m., for a Winterfest Media Conference; and,
- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
6. (a) That permission be granted to the Mayor 's Race Relations Committee to use the Council Chamber and second floor foyer on Sunday, 1993 March 21, from 2:00 p.m. - 5:00 p.m., to celebrate International Day for the Elimination of Racial Discrimination; and,
- (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.



1993 February 9

7. That approval be given to ratify the poll taken of members of City Council on Friday, 1993 January 29th of the following:
  - "(a) That Hamilton City Council recognizes the economic significance of the plan of Don Cherry's Grapevine Restaurant at 157 Main Street East in Hamilton to extend its business into the adjacent Parking Lot #7 on Sunday, 1993 January 31st, from 1:00 - 6:00 p.m., to run an outdoor community event in which the service of alcoholic and non-alcoholic drink will be available for Don Cherry's customers only in conjunction with the Super Bowl Game which starts at 6:00 p.m. on Sunday night (1993 January 31st); and as such,
  - (b) That the City Clerk be directed to advise the Liquor Licence Board of Ontario that Hamilton City Council has no objection to the issuance of a Temporary Extension of Premises licence for this event."
8. That Realty and Business Tax Applications processed under Section 443 (5) of the Municipal Act, Chapter 45 Statutes of Ontario, 1990 in the amount of \$19,279.21, be approved and charged to CH53307-24104 Tax Remissions.
9. That the City Treasurer be authorized to set aside in the Work-in-progress account the unspent balance of the 1992 Current Budget fund estimated in the amount of \$24,618.23 for use in 1993 to promote the Crystal Palace development concept and needs study.
10. That the Public Works Department not replace any equipment from the reserve account for equipment depreciation for 1993.
11. That subject to availability, the Executive Council of Hamilton Neighbourhoods be authorized to use a meeting room at City Hall on a monthly basis to hold their meetings.
12. (a) That approval be given to the request of Mr. John Stirling to display paintings on the second floor of City Hall from Monday, 1993 February 22 until Friday, 1993 March 5; and,
  - (b) That the subject art be reviewed by the Arts Co-ordinator to endorse the appropriateness of this display.



1993 February 9

13. That the following resolution from the City of Kanata respecting the Federal Freeze on Grants-in-lieu of Taxes, be received:

WHEREAS the new Federal formula for calculating Grants-in-lieu of Taxes will permanently reduce the revenue which Municipalities would otherwise receive; and,

WHEREAS these changes amount to an unprecedented Federal intrusion into the setting of Municipal Property Tax Rates; and,

WHEREAS the current Minister of Finance is reneging on the commitment of his predecessor to take into account the Municipal Budgetary Cycle in implementing such measures; and,

WHEREAS Kanata's Residential, Commercial and Industrial Ratepayers will bear the cost of the Government decision; and,

WHEREAS Grants-in-lieu of Taxes were to be based on the Property Taxes; and,

THEREFORE BE IT RESOLVED that Council write to the Minister of Finance, Minister of Public Works and Kanata's Member of Parliament to request that the Federal Government reverse this unfortunate decision. The Federal Government should pay equal Property Taxes on their properties, the same as all other Property Owners; and,

THAT the City urgently request a meeting with Mr. Paul Dick to discuss this pressing issue, and that he be asked to set up a meeting with the Finance Minister to discuss this, as soon as possible; and,

THAT a copy of this resolution be sent to all municipalities in Ontario.



1993 February 9

14. (a) That the firm of MacGillivray Partners, Chartered Accountants be awarded the contract for auditing services and appointed as municipal auditor for the City of Hamilton, including its Local Boards, Hamilton Entertainment and Convention Facilities Inc., Hamilton Hydro Electric System and all of the Boards of Management for the Business Improvement Areas within the City of Hamilton for the year 1993 at a fee of \$95,000. including completion of the audit of the City's Financial Report.
15. (a) That approval be given to the request of the Hamilton and District Labour Council C.L.C. to use the Council Chamber, meeting rooms 219, 233, 264 and the second floor foyer areas for the Labour Council Conference on the evening of Friday, 1993 March 26th and all day on Saturday, 1993 March 27th; and,  
  
(b) That the estimated cost of staff overtime for this event of approximately \$100. be charged to Account No. CH55222-10034 - Use of City Hall by Outside Groups.
16. That leave be granted to introduce the following Bills:  
  
Bill H-9      A By-law respecting Appointment of an External Auditor.  
  
Bill H-10     A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1993 February 4**







CA4 ON HBL AOS  
A31  
1993



**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1993 February 23  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

**AGENDA**

**1. National Anthem**

**2. Opening Prayer**

**Reverend Hans Van Nie  
Westdale United Church**

**3. Presentation**

**Award - Society of Directors of Municipal Recreation of Ontario**

**4. Minutes**

**1993 February 9**

URBAN MUNICIPAL  
FEB 1993  
GOVERNMENT DOCUMENTS







5. *Petitions and Correspondence*
6. *Reports of the Standing Committees*
  - (b) *Parks and Recreation Committee*
  - (c) *Planning and Development Committee*
  - (h) *Finance and Administration Committee*
7. *Notice of Motion from Previous Meeting*
8. *Notices of Motion for Next Meeting*
9. *First Reading of the Bills*
10. *Second Reading of the Bills - Committee of the Whole*
11. *Third Reading of the Bills*
12. *Question Period*
13. *Adjournment*







# **MINUTES**







1993 February 9

Minutes of Hamilton City Council  
1993 February 9  
7:30 o'clock p.m.  
Council Chambers, City Hall

The Council met:

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

The National Anthem was played.

\* \* \* \* \*

Mayor R. M. Morrow led Council in the Lord's Prayer.

\* \* \* \* \*

Mayor R. M. Morrow presented a Certificate of Appreciation to Tom Gallagher, Owner, Robert Soper Limited in recognition of being in business in the community for 118 years.

\* \* \* \* \*

The minutes of the regular meeting of 1993 January 26 and the minutes of the special meeting of 1993 January 29 were adopted as circulated.

<p><b>CORRESPONDENCE</b></p>
------------------------------

1. Letter dated 1993 February 2 from the International Union of Operating Engineers, Local 772 respecting proposed lay-off of members.

**Referred to the Finance and Administration Committee.**



2. Application dated 1993 January 25 from Wesley Urban Ministries Inc., Hamilton, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District, modified for property located at Nos. 202-215 Cannon Street East, Hamilton, Ontario.

**Received.**

3. Application dated 1993 January 29 from Highridge Developments (Hamilton) Ltd., Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located south of Rexford Drive and east of Ardleigh Street, Hamilton, Ontario.

**Received.**

4. Application dated 1993 January 29 from Maria Miceli, Ancaster, Ontario for a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for property located at No. 667 Rymal Road West, Hamilton, Ontario.

**Received.**

5. Application dated 1993 February 3 from Ashok Kumar, Hamilton, Ontario respecting a modification to the established "M-11" (Prestige Industrial) District regulations for property located at No. 1157 Rymal Road East, Hamilton, Ontario.

**Received.**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Transport and Environment Committee, Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee be now considered in Committee of the Whole with Alderman Charters in the Chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<b>TRANSPORT AND ENVIRONMENT COMMITTEE - SECOND REPORT</b>
--

**Section 26 Re: Banner across Main Street W. Re: "Volunteers - The Heart of Hamilton."**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Copps. -1.

**CARRIED.**

\* \* \* \* \*

**Section 40 Re: Annual Fee for Patios and Cafes as referred to in Appendix "A" 2 (c)(i)**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, McCulloch, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -15.

NAYS: Aldermen Agro, Drury. -2.

**CARRIED.**



**PARKS AND RECREATION COMMITTEE - FOURTH REPORT**

**Section 2 (b) Re: Terms of Reference for the Rink and Outdoor Pool Facility Analysis**

It was moved by Alderman Copps and seconded by Alderman Wilson that Section 2 of the Fourth Report of the Parks and Recreation Committee be amended by deleting the words which follow "(Bethune Park)" in subsection (b) as follows "according to but not limited, to the following parameters:" **CARRIED.**

\* \* \* \* \*

**Section 6 Re: T. J. Stepien Enterprises - Professional Basketball Team Franchise**

It was moved by Alderman Copps and seconded by Alderman Wilson that Section 6 of the Fourth Report of the Parks and Recreation Committee be amended by adding the following words after the first "for" in the second line of (c): "the three consecutive days, Monday to Wednesday at the Mountain Arena" and deleting the balance of that section. **CARRIED.**

**PLANNING AND DEVELOPMENT COMMITTEE - THIRD REPORT**

**Section 10 Re: Allison Estates - 200 Rymal Road Inc. - Subdivision agreement**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that Section 10 of the **THIRD** Report of the Planning and Development Committee be amended by adding the following resolution regarding Subdivision Application of Allison Estates which was previously approved at the Planning and Development Committee meeting of 1993 February 3 as Sub-Section 10B.



10. B.(a) That approval be given to application 25T-91014, Allison Estates, 200 Rymal Road Inc., (A. DiSilvestro), owner, to establish a draft plan of subdivision in the area east of Upper James Street between Rymal Road East and the southerly limits of the City, subject to the following conditions:
- (1) That approval apply to the plan prepared by Urbex Engineering Ltd., dated May 21, 1992, as revised now showing 150 lots for single family dwellings, and various Blocks for road, park and future residential purposes.
  - (2) That the final plan conform with the Zoning By-law approved under the Planning Act.
  - (3) That the streets be dedicated to the City of Hamilton as public highways in the final plan.
  - (4) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
  - (5) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
  - (6) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and total area of the subdivision in the final plan.
  - (7) That the owner convey Block 158 to the City of Hamilton for park purposes.
  - (8) That any dead-ends or open sides of the road allowances created by the final plan be terminated in 0.3m reserves to be conveyed to the City of Hamilton and be held by the City until required for the future expansion of the road allowances or development of abutting lands.
  - (9) That no lands within the proposed draft plan of subdivision be developed until a storm and sanitary sewer outlet is available on Rymal Road East and Upper Wellington Street to service the subdivision.
  - (10) That a 200mm diameter watermain be constructed on Kirkfield Road from Jacqueline Boulevard to Springside Drive for looping purposes. Regional Council approval may be required for the financing of the watermain on Kirkfield Road outside of the subdivision lands.



- (11) That Upper Wellington Street, south of Rymal Road East, be established and constructed to its full width in conjunction with the development of these lands.
- (12) That Jacqueline Boulevard and Trillium Drive, external to the subdivision plan, be established to Upper Wellington Street in conjunction with the development of these lands.
- (13) That the extension of Upper Wellington Street, south of Rymal Road East, align centreline to centreline and maintain the same bearings as the existing portion of Upper Wellington Street north of Rymal Road East.
- (14) That a 26.0m road allowance be established on Upper Wellington Street from the widened limit of Rymal Road East on the south side to extend southerly for a length of 90.0m along the extension of Upper Wellington Street, south of Rymal Road East.
- (15) That a 12.19m x 12.19m daylight triangle be established from the widened limits of Rymal Road East and Upper Wellington Street on the southwest corner.
- (16) That the owner establish 2.0m x 2.0m daylight triangles on the corners of Lots 67 and 108.
- (17) That the owner establish a 12.0m storm and sanitary sewer easement from Jacqueline Boulevard to the west limit of the subdivision over Lot 41. The north limit of the easement is to have the same bearing and be a projection of the south property line of house No. 95 Springside Drive.
- (18) That the Owner establish 9.0m radius transitional curves into and out-of the cul-de-sac bulb on Magenta Court.
- (19) That 0.30m reserves be established at the dead-ends of the road allowance on Jacqueline Boulevard (south limit at Lot 126 and east limit at Lot 59) and Serena Drive (east limit at Block 157).
- (20) That Blocks 152 to 164 (inclusive) be developed only in conjunction with the adjacent lands.
- (21) That Block 165 be deleted from the Final Plan of Subdivision, as this piece has already been dedicated to the Region for road widening.



- (22) That the lands shown on the draft plan as "Additional lands of the Owner" be included as a Block in the draft plan and Final Plan of Subdivision.
  - (23) That approval for local improvement works (above ground) on the existing portion of Kirkfield Drive, west of the submitted plan, be in place before release of the Final Plan of Subdivision, or alternately the developer construct and pay for above ground servicing on the existing portion of Kirkfield Drive.
  - (24) That the applicant be required to enter into subdivision agreements with both the City and Region prior to the development of any portion of these lands.
  - (25) That a 0.30m reserve be located at the dead end of the road allowance on Magenta Court.
  - (26) That the excess lands of the H.S.R. adjacent to Blocks 159 to 164 (inclusive) which are not required for the extension of Upper Wellington Street road allowance be acquired by the applicant for incorporation into this plan of subdivision.
  - (27) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
  - (28) That the owner agree, in writing, to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (25T-91014), 200 Rymal Road Inc. (A. DiSilvestro), owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

**CARRIED.**

\* \* \* \* \*



**FINANCE AND ADMINISTRATION COMMITTEE - THIRD REPORT**

**Section 1 Re: Y.M.C.A. proposed development of facilities in the Mountain Community**

It was moved by Alderman Jackson and seconded by Alderman Wilson that section 1 of the Third Report of the Finance and Administration Committee be referred to the next meeting of the Parks and Recreation Committee. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Ross and seconded by Alderman D'Amico that Rule No. 8 of the City's Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to allow consideration of a recommendation respecting the 1993 Grants Process. **CARRIED.**

**Section 17 Re: 1993 General Grants Process**

It was moved by Alderman Ross and seconded by Alderman D'Amico that the following be added to the Fourth Report for 1993 of the Finance and Administration Committee as Section 17:

17. (a) That the process for the 1993 General Grants as outlined on the attached Appendix "A", which will require a special Committee of the Whole meeting with a proposed date of 1993 March 26, to consider and finalize the 1993 General Grants (a process similar to that used for the 1992 General Grants) be approved;
- (b) That all references to the requirement for audited Financial Statements be amended to apply to all Grant Recipients who receive a Grant of \$10,000 or more, and that the audited statements are for the fiscal year in which the Grant Recipient receives the grant;
- (c) That the 1993 Convention/Reception Application and Policy be amended by the following:



- (i) Changing all references to the Grants Review Group to the Grants Process Group;
- (ii) Stating that any approved grant monies are to be used for the stated purpose of the funds, otherwise repayment of all grant monies is required. **CARRIED.**

<b>NOTICE OF MOTION</b>
-------------------------

Mayor Morrow gave notice that he would move the following motion at the next meeting of City Council:

"That the Chief Administrative Officer be asked to develop a policy with respect to the cost of hydro as charged by Ontario Hydro and purchased locally and its impact on industry and the reported reluctance of industry to expand in Hamilton and Ontario because of prohibitively high hydro costs".

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**



\* \* \* \* \*

**ADOPTION OF BILLS**

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

A-9, A-10, A-11, A-12, A-13.  
C-10, C-11, C-12, C-13.  
H-9, H-10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Charters in the chair. (second reading).

A-9, A-10, A-11, A-12, A-13.  
C-10, C-11, C-12, C-13.  
H-9, H-10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**



\* \* \* \* \*

**Consideration of the Bills (second reading).**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

A-9, A-10, A-11, A-12, A-13.  
C-10, C-11, C-12, C-13.  
H-9, H-10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

A-9, A-10, A-11, A-12, A-13.  
C-10, C-11, C-12, C-13.  
H-9, H-10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



1993 February 9

City Council then adjourned at 8:25 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1993 February 9



**CORRESPONDENCE**







**Correspondence:**

1. Thank you card from The Agostino Family in appreciation of City Council's kindness and sympathy.

**Recommendation:**

**Be Received.**

2. Application dated 1993 February 9 from P.X. Dermody Funeral Homes, Hamilton, Ontario for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for property located at No. 796 Upper Gage Avenue, Hamilton, Ontario.

**Recommendation:**

**Be Received.**

3. Application dated 1993 February 10 from Rosewind Realty Ltd. (In trust), Windsor, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "CR-3" (Commercial - Residential) District, modified for property located at Nos. 214-224 King William Street, Hamilton, Ontario.

**Recommendation:**

**Be Received.**















## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIFTH** Report for 1993 and respectfully recommends:

1. That the East Wing Press Box at Ivor Wynne Stadium be provided for use at each Tiger Cat home game to host game day sponsors and/or promotional partners as a joint undertaking of the City of Hamilton and the Tiger Cat Football Club.
2.
  - (a) That the City of Hamilton supports the Y.M.C.A.'s proposed development of facilities in the Mountain community; and
  - (b) That the Chief Administrative Officer be directed to co-ordinate meetings of the appropriate staff to meet with the Y.M.C.A. representatives to discuss the City's involvement in participating in the Y.M.C.A. project; and
  - (c) That the Chief Administrative Officer report back to the appropriate standing committees on the City's proposed involvement in this project.
3.
  - (a) That approval be granted to the Director of Culture and Recreation to proceed with the BikePath Plan Phase 3 in conjunction with the approved Regional Bicycle Network Study.
  - (b) That the Recreational City Routes be undertaken in the following prioritized order as permitted within available capital funds:
    - i. Lawrence Road connection to the Escarpment Trail near Ottawa Street. Route will then link the eastern part of the lower City with the east Upper Mountain Area.
    - ii. Scenic Drive to Hillcrest Avenue along the abandoned Radial Line. This route would link the west Upper Mountain and provide the loop route around the escarpment with Downtown and Dundurn Park.
    - iii. Harbourfront from Dundurn Park to Ferguson Avenue joining the Regional Plan at the south end. (Includes West Harbourfront and Pier-4 Park).
    - iv. Princess Point/Cootes/McMaster University.



4. That the City of Hamilton exercise its option No. 2, and renew the Agreement with Geraldo's Catering Inc., Food and Drink Concession - King's Forest Golf Course, for a term ending 1994 February 28 with the following provisos:
  - (a) That the payment schedule revert to monthly payments as per the original tender documents and reflected in the current process; and
  - (b) That the renewal take effect when proof of insurance, satisfactory to the City Solicitor has been submitted, with the City as additional named insured, including a cross liability clause, in the amount of \$3,000,000. general liability and further \$5,000,000. Liquor Licence Act liability endorsement; and
  - (c) That the Director of Culture and Recreation be directed to fully enforce the terms of this Agreement.
5. That permission be granted to Corbin & Company to use Pier-4 Park for the Finlandia Clean Water Challenge - Canoe Race to be staged 1993 July 8 to July 9 and 1993 July 13 to July 14 subject to the following conditions:
  - (a) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
    - i. Comprehensive General Liability in the amount of \$3 million per occurrence, including various hazards, satisfactory to the City.
    - ii. Owned and Non-owned Watercraft Liability to a minimum of \$3 million per occurrence.
    - iii. Evidence of Owned automobile coverage (OPF 1), minimum of \$3 million per occurrence.
  - (b) That the applicant assume responsibility for all related charges associated with the event (set-up, dismantling, clean-up, etc.).
  - (c) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.
  - (d) That permission be granted to allow camping for participants in the Race on-site at Pier-4 Park from 1993 July 8 to July 9 and 1993 July 13 to July 14.



1993 February 23

- (e) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
  - (f) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
  - (g) That event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.
6. That permission be granted to Hart Productions to use the Hamilton Harbour Front Park and Pier-4 Park for the Hamilton International Hydroplane Regatta to be staged 1993 August 21 to August 22, subject to the following conditions:
- (a) That proof of the following insurance be provided and submitted thirty (30) days prior to the event, indicating the City as the additional insured, subject to a cross liability clause:
    - i. Comprehensive General Liability in the amount of \$3 million per occurrence, including various hazards, satisfactory to the City.
    - ii. Owned and Non-owned Watercraft Liability to a minimum of \$3 million per occurrence.
    - iii. Evidence of Owned automobile coverage (OPF 1), minimum of \$3 million per occurrence.
  - (b) That alcoholic beverages be served only in the confined area of the beer tent (beer only).
  - (c) That the applicant adhere to all regulations stipulated by the Liquor Licence Board of Ontario in the provision of alcoholic beverages.
  - (d) That the applicant assume responsibility for all related charges associated with the event (set-up, dismantling, clean-up, etc.).
  - (e) That Special Duty Officers and/or Marine Police as deemed necessary by the Hamilton-Wentworth Regional Police be provided at the applicant's expense.



1993 February 23

- (f) That permission to allow admission price of \$8. per/person, per/day with a special family package be charged at the gate of the spectator seating area.
  - (g) That permission to enter into a revenue sharing agreement with a local service club for the on-site admission.
  - (h) That the applicant notify and adhere to the regulations of the Hamilton Harbour Commission.
  - (i) That the terms and conditions be reviewed and monitored by the Special Events/Festival Advisory Team.
  - (j) That event organizers adhere to the Public Works/Parks Division Signage Guidelines/specifications for advertising and promoting events.
- 7.
- (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$46,712. to sponsor three temporary full-time staff to assist the Parks Division, with collection of background data and inventory work necessary to complete the City of Hamilton Park and Open Space Master Plan.
  - (b) That the Mayor and the City Clerk be authorized to sign the Federal/Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
  - (c) That the Treasurer be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.
  - (d) That every effort be made to utilize eligible City of Hamilton employees to fill these positions.



1993 February 23

8. (a) That the Parks Division of the Public Works Department be authorized to make application to the Federal Government, Canadian Job Strategies, U.I. Section 25 Program for funds totalling \$49,212. to sponsor three temporary full-time staff to assist the Parks Division, T. B. McQuesten Gardens Steering Committee and participating cultural groups with the fundraising and promotional activities for the T. B. McQuesten Multicultural Gardens Project.
- (b) That the Mayor and the City Clerk be authorized to sign the Federal/Multicultural Agreement for the purpose of implementing the Canadian Job Strategies, U.I. Section 25 Program.
- (c) That the Treasurer be authorized to undertake the financial administration of the Canadian Job Strategies, U.I. Section 25 Program.
- (d) That every effort be made to utilize eligible City of Hamilton employees to fill these positions.
9. (a) That a purchase order be issued to Blue-Con Inc. in the amount of \$70,000. including all taxes and a contingency allowance to assemble and place artificial fish habitat structures in Hamilton Harbour, west of Harbourfront Park, on portions of the waterlot owned by the City of Hamilton.
- (b) That the amount of \$70,000. be funded from Account No. CF5200 419254002 Pier-4/Harbourfront Habitat Restoration, utilizing the \$90,000. grant monies received from the Federal Department of Fisheries and Oceans under the Fish and Wildlife Restoration Project program.
10. That the Terms of Reference for archaeological consulting at Whitehern as outlined in Appendix "A", attached hereto, be approved.
11. That the Grounds Use Policy for the Hamilton Museum of Steam and Technology, dated 1993 January 20, as outlined in Appendix "B", attached hereto, be approved.

**Respectfully Submitted,**

**Kevin C. Christenson**  
Secretary

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

1993 February 16



**Appendix "A" as referred to in  
Section 10 of the FIFTH Report  
of the Parks and Recreation  
Committee for 1993**

**1**

**ARCHAEOLOGY PROJECT - WHITEHERN**

**DRAFT - TERMS OF REFERENCE**

**PROJECT BACKGROUND AND OBJECTIVES**

Whitehern is a well documented Historic Site/Museum which is operated by the Cultural Division of the Department of Culture and Recreation of the City of Hamilton. In matters of policy the site receives guidance from the Hamilton Historical Board, which is composed of interested citizens appointed by the City, and, two members of City Council. The site has been designated at the Provincial and Federal levels, and operates under a Heritage Easement from the Ontario Heritage Foundation.

Whitehern, once the McQuesten family's residence (1852 - 1968), began operations as a museum in 1971. Open to visitors year-round, the museum is committed to the preservation, investigation, documentation, exhibition and interpretation of the site and collections.

In 1990, a Building Conservation Assessment of the site was completed. The study recommended a major restoration project to ensure the long-term preservation of the site. The recommendations which will be implemented in 1993 include the excavation and repair of the stone foundations at the main building, stables and garden walls. This work will include an archaeology component to prevent any loss of the archaeological resources.

The archaeology component will meet the following objectives:

- i) to recover, identify, document, and mitigate the sensitive archaeological resources which will be disturbed during foundation repairs,
- ii) to supply information about the construction and condition of foundation walls prior to their restoration,
- iii) to enhance the documentary research of the site as to previous land use and building construction features,
- iv) to promote public awareness of the principles of archaeology at the site and to the local community

**HISTORICAL BACKGROUND**

Whitehern is a domestic heritage site on 0.8 acres at the corner of MacNab Street South and Jackson Street West (city lots No. 81, 82, 101, 102).

The main building and stables, were built in 1848 while the property was owned by R.O.



Duggan.

In 1852, the residence was purchased by Dr. Calvin McQuesten a prominent citizen and early industrialist. It was to remain the residence of three generations of McQuestens until 1968 when the last surviving member of the family died. Subsequently, it was bequeathed to the City to be "preserved as a period piece" and opened as a museum in 1971.

Over the years of McQuesten occupancy various alterations were made at the site, (see attached plans A,B, C and D), including:

- the removal of a kitchen garden, chicken coop, trash pit, laundry yard, playhouse, tennis court and privy;
- the demolition of the carriage house;
- the demolition of a wooden porch and the construction of an addition to the main building;
- the removal of fifty feet at the south of the property and the construction of a stone wall along the new property line;
- the landscaping of the south garden and erection of a summer house; and,
- the construction of flagstone walks and driveway.

Since the site was opened as a museum, few changes have been made to the property except for the following:

- the reconstruction of the north wall and sections of the north east and north west walls;
- the erection of a cast iron fence in the south garden;
- the installation of an irrigation system;
- the reconstruction of the flagstone driveway resulting from the installation of a water pipe to feed the fire suppression system.

To date, Whitehern has not undertaken any archaeological projects. Nor, has it had any major soil disturbances.

Research information, compiled since Whitehern has been a museum, and surface gardening routines, which frequently uncover fragments of ceramics (ie. ironstone, porcelain) at various locations, indicate that the property offers a rich and interesting archaeological site.

### SCOPE OF WORK

- i) Mitigating Strategy - Development of an archaeological strategy to mitigate the effects of projected foundations repair work (refer to attached plan E). The strategy is to be developed in consultation with the curator and restoration architect. Available information, (including maps, garden plans and photographs) will assist in identifying more and less sensitive archaeological areas to be impacted by foundations work.
- ii) Mitigating Archaeology - To implement the mitigating archaeology strategy proposal after



it has been approved by the curator. All excavation is to be done according to stratigraphic principles, and all artifacts from each strata are to be bagged separately.

iii) Monitoring - To monitor the excavation of foundations during the full length of the earth moving operation associated with the foundations repair project (approx. 4 days).

Total Budget: \$ 29,500.00 incl. taxes  
Fencing and removal of flagstones will be provided.

### METHODOLOGY

- A minimum of three (3) scheduled meetings between the consultant and Curator shall take place. These meetings will be:
  - 1) Consultation meeting for the development of a mitigating archaeology strategy;
  - 2) Before the commencement of mitigating archaeology field work;
  - 3) Presentation of the final report.

As well, it is assumed that regular consultation will take place throughout the project.

- The sensitive area to be investigated covers approximately 800 running feet of earth along the foundations of the: main building; addition, stables; and garden wall. This area to be impacted by foundations repair work has been marked on the attached plan E.

Three highly sensitive areas, among others, along the foundations to be excavated include the former locations of the wooden porch, trash pit, and carriage house. These three areas have been "cross hatched" and numbered 1, 2, and 3 on the attached plan E.

It is expected that additional excavation units will be suggested by the expertise of the Consultant. Locations to be considered may include areas "outlined" and numbered 4, 5, 6 and 7 on the attached plan E. These decisions will be finalized in consultation with the Curator.

- Excavation units shall be regular measured excavation units adjacent to the foundations. Each unit is to be excavated stratigraphically and all artifacts from each strata are to be bagged separately,
- All features shall be mapped in planview (1:10) and photographed in black and white and coloured slides. All pertinent stratigraphic profiles shall be recorded and/or mapped and photographed.
- All artifacts will be washed and bagged with unit number and lot level, and assigned a progressive accession number. A catalogue and summary tables shall be provided.



## **PUBLIC AWARENESS**

Interaction with visitors and media at the site will be a component of the project.

The consultant will make two (2) presentations of the project results, to the Hamilton Historical Board at a regularly scheduled meeting and to the general public at a public lecture to be scheduled.

## **FINAL REPORT**

The final report shall include:

- objectives
- methodology
- extent of excavations
- interpretation of all testing
- description of features
- description of soil types, layers, and colours (Munsel)
- maps and drawings of each unit
- scale drawings of significant features
- complete set of black and white prints and negatives, and slides
- artifact catalogue, artifact analysis and interpretation
- summary

## **PROPOSAL CONTENT**

Submissions are to include:

### **QUALIFICATIONS AND EXPERIENCE**

- 1) Firm profile and experience in the field of work to be undertaken
- 2) References
- 3) Current resumes of consultant, staff and subcontractors with proven experience at domestic heritage sites in Ontario, as well as proven ability dealing with the public and media.
- 4) A statement of the applicants proposed method of undertaking this project as pertaining to crew make-up and timing.
- 5) Proposals for any publication of results beyond final report (ie. professional journals). Any publications resulting from this project must credit the assistance of the Ministry of Culture and Communications, Cultural Facilities Improvement Programme, and, the



Ministry of Communications, Access to Archaeology Programme.

- 6) The Consultant must be licensed to carry out archaeological work in the province of Ontario.

#### WORK PROPOSAL AND SCHEDULE

- 7) A work schedule following the proposed payment schedule:

start date of fieldwork - no earlier than April 15, 1993

completion of fieldwork - no later than June 30, 1993

monitoring ground moving operations - 4 days, sometime in July or August 1993, but no later than August 31, 1993.

Phase 1 payment:

upon completion of fieldwork and submission of a "Work Completed To Date" statement and invoice

Phase 2 payment:

upon completion of 4 days of monitoring of the ground moving operations associated with foundations repairs and submission of a "Work Completed To Date" statement and invoice

Draft Report Submission: provide date

Final Report Submission: provide date

Phase 3 payment:

upon submission of invoice and acceptance of Final Report.

- 8) Indication of the number of excavation units and dimensions to be performed given a fixed budget of \$ 29,500.00 incl. taxes.
- 9) A budget breakdown for the project, not to exceed \$ 29,500.00 incl. taxes. Allocation of funds towards major equipment purchases will not be allowed within the terms of the contract. Consumable field and lab supplies will be allowed. Reimbursable items will necessitate submission of original receipts.
- 10) A fee schedule (fixed fee or per diem with upset limit).

#### SELECTION CRITERIA

Selection of the successful proposal shall be based on the following:



- 1) the qualifications and direct relevant experience of the consultant, specifically related to work at domestic heritage sites in Ontario and experience working with the public and media,
- 2) familiarity with the project,
- 3) understanding of the scope of project,
- 4) the extent of archaeological excavation possible given the available funding,

The City of Hamilton reserves the right to investigate fully the qualifications (including financial status) of any tenderer. The tenderer must also submit references to be contacted at the City's discretion.

The lowest, or any tender will not necessarily be accepted.

Submission of any tender shall be construed as acceptance of the City's terms for carrying out and completing the work of this contract.

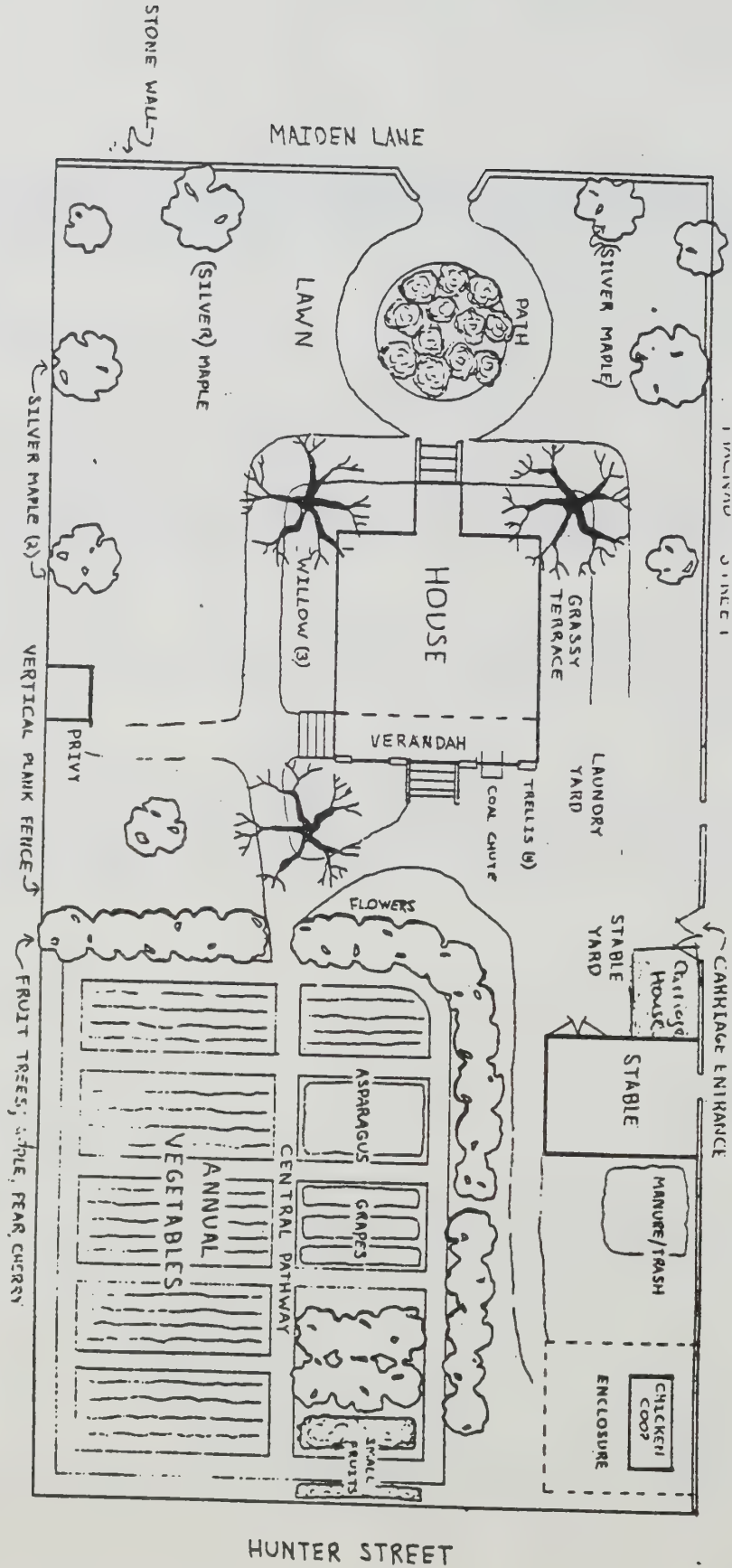
#### **TIMING**

Fieldwork shall be completed in no less than three (3) weeks and no more than eight (8) weeks from start date. Final report will be due three (3) months from completion of the fieldwork and monitoring phases.



# Plan A

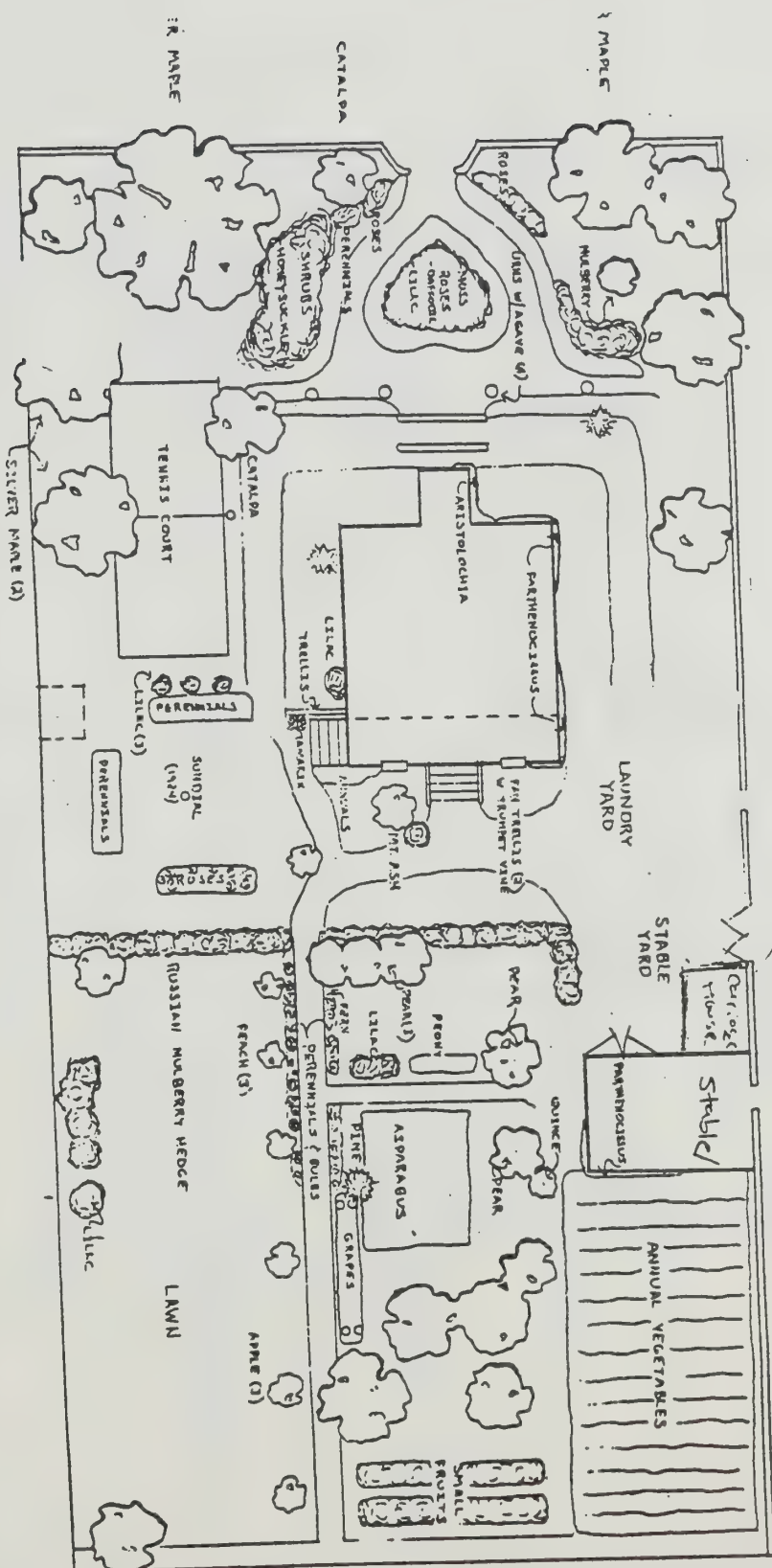
Willowbank, 1853-1885  
Dr. Calvin McQuesten's Garden





७

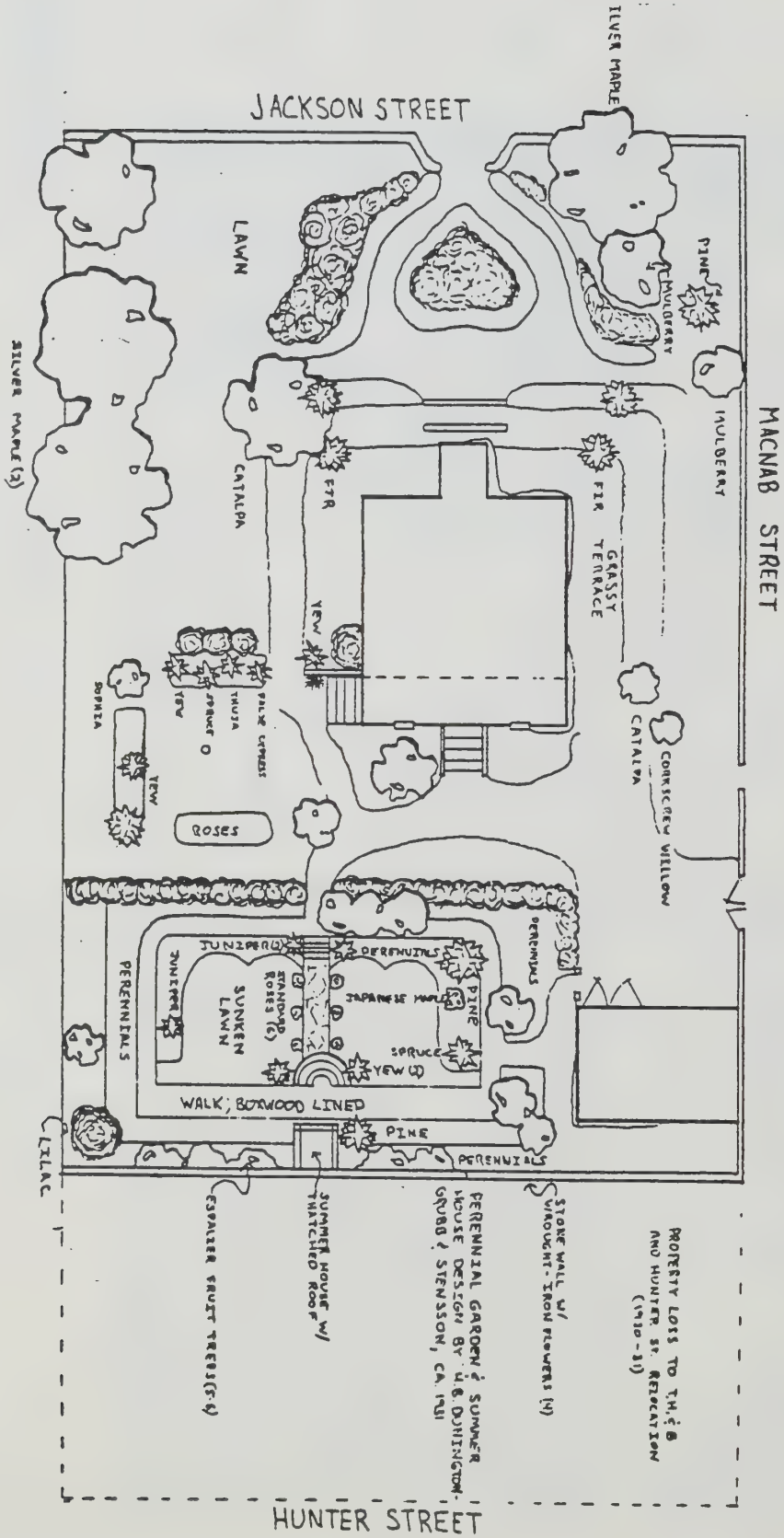
Whitehern, 1885-1931  
Mary Baker McQuesten's Garden



TEHERN: A HORTICULTURAL PERSPECTIVE.

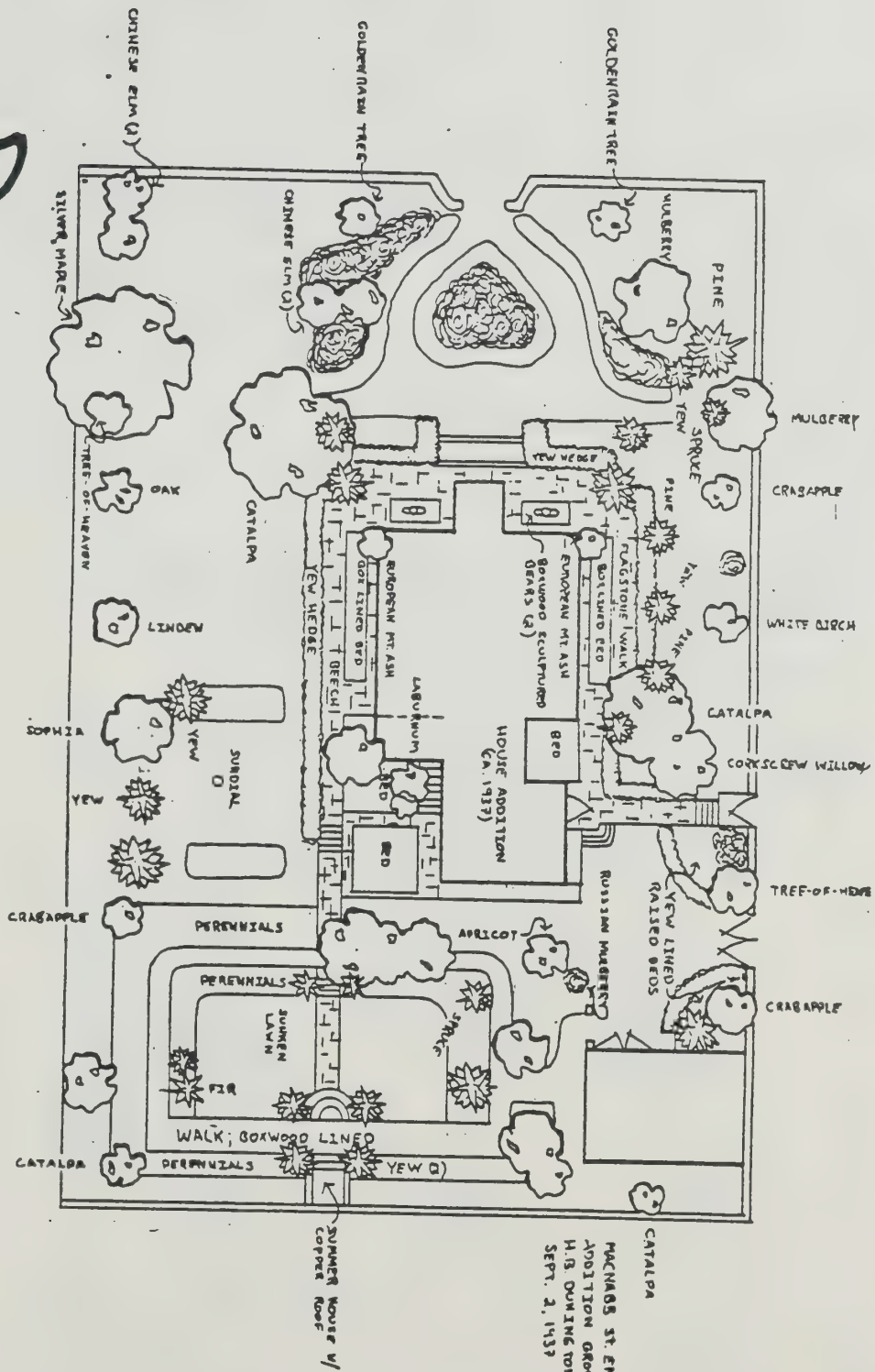


Whitehern, 1931-1937





Whitehern, 1937-1948





SENSITIVE AREAS - excavation unit locations

1. Trash Pit
2. Carriage House
3. Wooden Porch



LESS SENSITIVE AREAS

\* privy location to be monitored carefully.

A. Front Porch

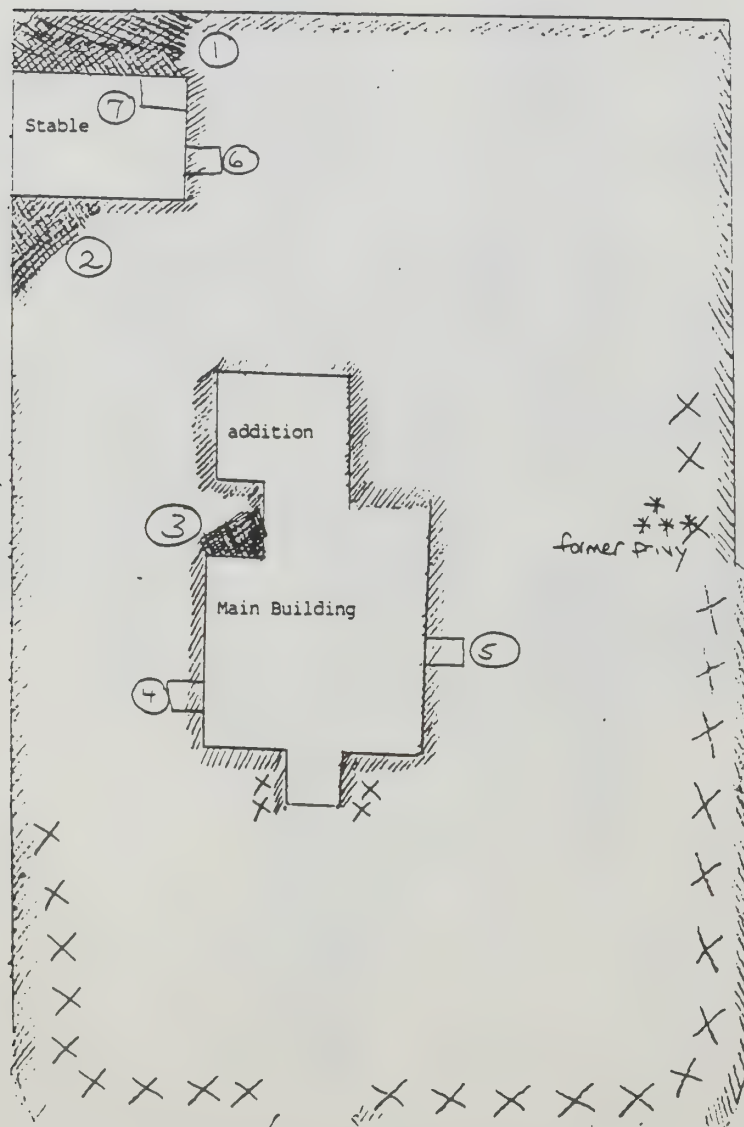
B. Re-built walls  
(north wall, north-east and north-west)



ENTIRE AREA TO BE IMPACTED BY FOUNDATIONS REPAIR

Other possible excavation units

4. East foundation: Main building
5. West foundation: Main building
6. West foundation: stables
7. Stables: interior



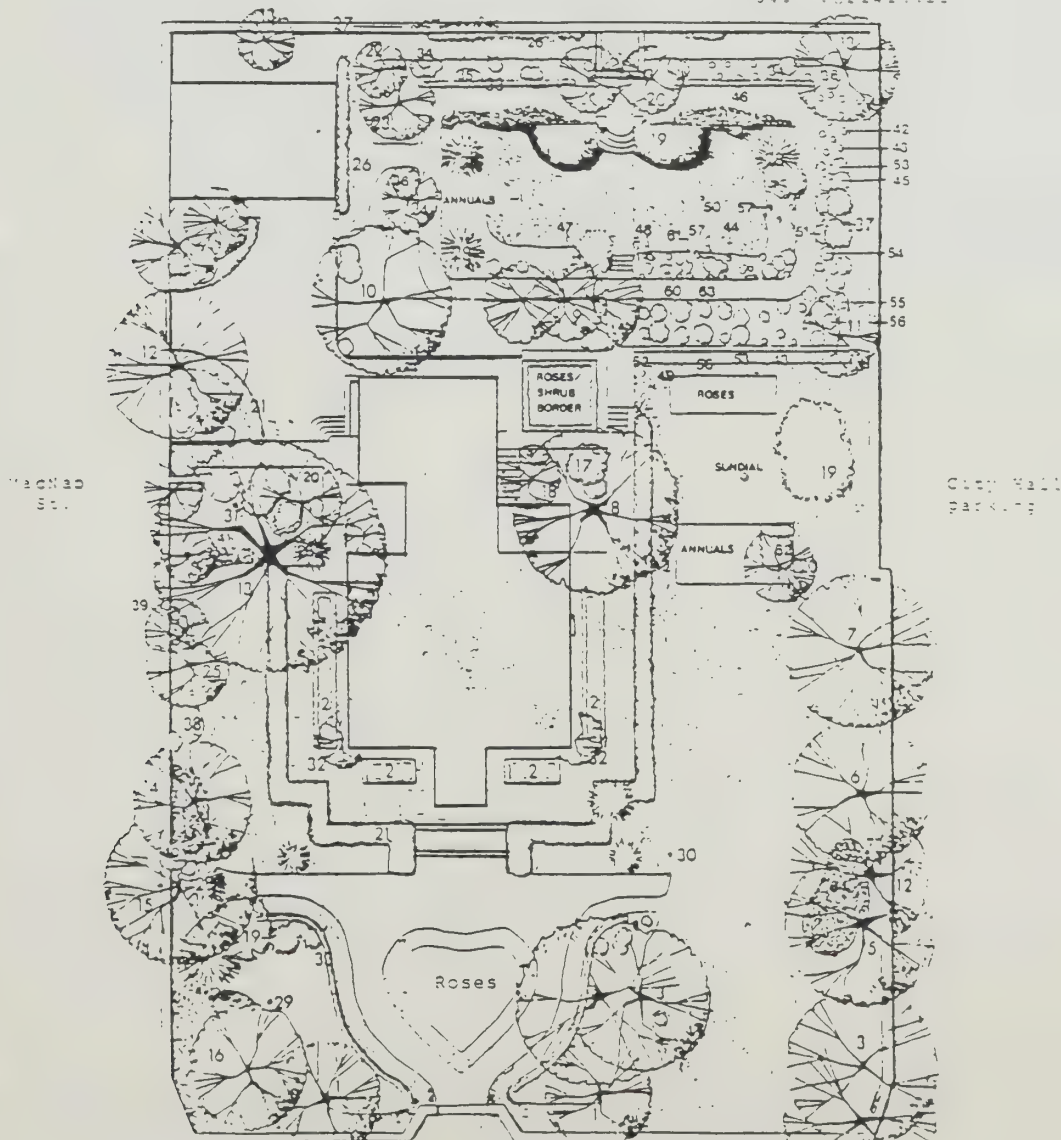


## WHITEHERN GARDEN

## KEY :

- |                           |                               |                            |
|---------------------------|-------------------------------|----------------------------|
| 1. Goldenrain Tree        | 23. Anjou Pear                | 45. Anthony Waterer        |
| 2. Annuals, Boxwood Hedge | 24. Anjou Pear                | Spirea                     |
| 3. Chinese Elm            | 25. White Birch               | 46. Holly                  |
| 4. Ciclean Japanese Maple | 26. Fiddlehead Fern           | 47. Oregon Grape           |
| 5. Silver Maple           | 27. Boston Ivy                | 48. Dwarf Spirea           |
| 6. Pin Oak                | 28. Koster Spruce             | 49. Variegated Cotoneaster |
| 7. Linden                 | 29. Mulberry-Removed 1985     | 50. Cotoneaster            |
| 8. Beech Tree             | 30. Catalpa-Removed           | 51. Manchurian Lilac       |
| 9. Pear Tree              | 31. Corkscrew Willow Rem'd    | 52. Juniper                |
| 10. Apricot               | 32. European Mountain Ash     | 53. Golden Mock Orange     |
| 11. Crabapple             | 33. Barberry Hedge rem'd 1991 | 54. Halward Silver         |
| 12. Tree of Heaven        | 34. Peony                     | Spirea                     |
| 13. Catalpa Rem'd 1991    | 35. Iris                      | 55. Clavey's Dwarf         |
| 14. Crabapple             | 36. Day Lily                  | Honeysuckle                |
| 15. Mulberry              | 37. Magnolia                  | 56. Dwarf Burning Bush     |
| 16. Red Maple             | 38. Lilac                     | 57. Red Ace Forsythia      |
| 17. Star Magnolia         | 39. Cotoneaster               | 58. W. Snowy Glob.         |
| 18. Lacurum               | 40. Mock Orange               | Perennials and             |
| 19. New-Shrub Form        | 41. Wintercreeper Snowy Glob. | Bleeding Hearts            |
| 20. New-Tree Form         | 42. Forsythia                 | 60. Golden Tassel Cress    |
| 21. New-Clipped Hedge     | 43. Slender Deutzia           | 61. Blue-Spirea            |
| 22. Lilac                 | 44. Hugo Pine                 | 62. Solomon's Seal         |
|                           |                               | 63. Yucca Filamentosa      |
|                           |                               | 64. Penstemon              |

HUNTER ST.





1993 February 23

Appendix "B" as referred to in  
Section 11 of the FIFTH Report  
of the Parks and Recreation  
Committee for 1993

**GROUNDS USE POLICY**  
**THE HAMILTON MUSEUM OF STEAM AND TECHNOLOGY**



TABLE OF CONTENTS

1.0 Preamble . . . . .	1
2.0 The Grounds . . . . .	1
3.0 Site Chronology . . . . .	1
4.0 Significance . . . . .	2
5.0 Principles . . . . .	3
6.0 General Grounds Use . . . . .	3
7.0 Excavations and Digging . . . . .	4
8.0 Parking . . . . .	4
9.0 Filming and Photography . . . . .	4
10.0 Attendance . . . . .	5
11.0 Approvals . . . . .	5



## GROUNDS USE POLICY

### 1.0 Preamble

- 1.1 The Hamilton Museum of Steam and Technology is owned and operated by the City of Hamilton under the direction of the City of Hamilton, Department of Culture and Recreation.
- 1.2 The museum's operations will be under the direct supervision of the Curator. The Curator will report directly to the Manager of Heritage Services and, through the Manager, to the Hamilton Historical Board.
- 1.3 The Museum has been established primarily to preserve the 1859 Hamilton Waterworks Pumping station consisting of the engine house, the Gartshore Beam engines, the boiler house, woodshed and such other buildings or artifacts which may be added to the collection from time to time. In addition, through exhibition, the Museum will interpret to the general public the history of the waterworks, past and present, its founders and the impact on the industrial and social growth of Hamilton.
- 1.4 The Hamilton Museum of Steam and Technology is open to all members of the public, subject to the conditions outlined in this policy.

### 2.0 The Grounds

- 2.1 For the purposes of this policy, the grounds of the Hamilton Museum of Steam and Technology are taken to be part of Lot 30 in the Broken Front Concession part of Saltfleet Township now part of the City of Hamilton. The grounds include the area up to but not including the brick and wrought iron fence (which parallels Woodward Avenue or Burlington Street) and the chain link fence separating the museum from the Water Treatment Plant (roughly forming the remaining two sides of the rectangle).
- 2.2 The grounds include the 1859 Pumphouse, 1859 Boilerhouse, 1859 Chimney, 1860 Woodshed, 1915 Carpenter's Shed, Worthington Shed, 1913 Building, floodlights, hydrants, valve chambers and spindles and such outdoor exhibits as may from time to time be placed on the grounds.

### 3.0 Site Chronology

- 3.1 The Hamilton Museum of Steam and Technology contains the 1859 Hamilton Waterworks complex. The building is the only surviving mid-19th Century waterworks in North America. The two original 45 foot high 70 ton Woolf Compound Walking Beam Pumping Engines survive and are also unique in North America. The engines were built by John Gartshore and Co. of Dundas, Ontario.



- 3.2 One of Gartshore's senior staff, James McFarlane, joined the waterworks as the Chief Engineer. He stayed for 51 years, living in a house on the site.
- 3.3 In 1882, larger pumps and more powerful boilers replaced the originals. As a result, the capacity of the waterworks rose to 5.2 million gallons per day.
- 3.4 In 1887, a second pumping station (called the Osborne-Killey station) was built adjacent to the original building. This station contained two engines, designed and built in Hamilton, capable of pumping 8 million gallons per day.
- 3.6 Just before WWI, electric motors and steam turbines were installed in the new 1913 Building. The older engines remained for emergencies. By 1938, the need for backup engines had passed and two early stations were laid up.
- 3.7 In the years following the opening of the first waterworks, many alterations, additions, and expansions were made to outbuildings, watermains and valving systems. For example, the original Woodshed was partially bricked in circa 1920 and the current Carpenter's Shed sits on the foundation of an earlier structure.
- 3.8 In the 1960s, the Chief Engineer's Residence, the Assistant Engineers' Residence, most of the coal sheds and the Osborne-Killey station were demolished to make room for new water mains and service roads.
- 3.9 The buildings were opened as a museum in 1983 and were acquired by the City of Hamilton in 1988. As part of this process, several signs, lights and outdoor exhibits have been added to the grounds.

#### 4.0 Significance

- 4.1 The Hamilton Museum of Steam and Technology includes the 1859 Waterworks (including the Pumphouse, Boilerhouse, Chimney and Woodshed). These structures (excluding the Woodshed) comprise a National Historic Site designated by the National Historic Sites and Monuments Board. It is recognized internationally as a site of extraordinary industrial heritage significance.
- 4.2 Further, the exterior of these buildings and the interior of the Pumphouse are protected by a Heritage Easement negotiated with the Ontario Heritage Foundation under the terms of the Ontario Heritage Act.
- 4.3 The 1913 Building is protected by civic designation.



- 4.4 These designations and protections substantially safeguard the buildings from unsympathetic alteration or destruction. Such restrictions to alterations (particularly under the Heritage Easement) are taken to apply to the areas immediately adjacent to the buildings since changes to the grounds will affect the heritage significance of the building itself.

#### 5.0 Principles

- 5.1 The grounds of the waterworks are an integral part of the heritage of the site. The many modifications and expansions of the waterworks are recorded in the pipes, valves, hydrants, sheds and walkways which reside on or below the grounds. Any destruction of this material represents a destruction of heritage. Care equivalent to that applied to the buildings must be given to protecting grounds.
- 5.2 The Hamilton Museum of Steam and Technology is a public institution mandated to serving its community. Limitations on the activities of visitors must not be gratuitous or unwarranted.

#### 6.0 General Grounds Use

- 6.1 The grounds are available to museum patrons as an essential part of the visit to the museum. They provide the setting for a variety of programmes and special events which are organized as part of the museum's operations and serve to enhance the understanding and appreciation of the museum. Some of these activities are organized in cooperation with other clubs or organizations. All programmes and events are developed in recognition of the importance of protecting the heritage of the grounds.
- 6.2 Due to the size of the grounds and the limited parking, some limits on the number of visitors is appropriate. The maximum number of visitors and staff on the site should not exceed 500 per hour.
- 6.3 The grounds are also available for passive recreational activities by non-museum patrons, such as walking or sitting, with the provision that such activities do not threaten the heritage of the site do not interfere with museum programming and do not infringe on the quiet enjoyment of the site by other visitors. Gatherings of up to 50 persons for such purposes are permitted without prior approval, provided that the activity meets all other requirements outlined in this policy.
- 6.4 All visitors to the grounds must observe the laws, regulations and requirements for the use of City parks, including all by-laws.



- 6.5 Sound amplification and lighting equipment are not permitted without prior approval given by the curator or designated alternate.
- 6.6 Operation of any motor vehicle or machine in any area outside the designated roadways or parking areas is prohibited except with prior approval given by the curator or designated alternate. Public Works vehicles operating in the normal course of routine duties are excepted.

#### 7.0 Excavations and Digging

- 7.1 Digging without permission is forbidden through by-laws relating to City parks. As a result of the historic and archaeological significance of the waterworks site, no digging, peg or stake driving, or soil disturbance is permitted unless permission has been granted and archaeological concerns have been mitigated by curatorial staff of the Cultural Division of the Department of Culture and Recreation.

#### 8.0 Parking

- 8.1 A limited quantity of parking is available, free of charge, at the museum. The museum maintains the right to limit the number of cars on the grounds at any one time and to direct visitors to appropriate parking areas.

#### 9.0 Filming and Photography

- 9.1 Still photography or filming for non-commercial purposes is permitted provided that it does not infringe on the enjoyment of the site by other visitors.
- 9.2 Wedding photography requires the procurement of a permit. An application for a permit must be submitted to the Department of Culture and Recreation 30 Days in advance, in order for a permit to be issued. The following regulations, in addition to those mentioned above, are applicable to wedding photography:
  - 9.2.1 Wedding groups are not permitted to congregate on pathways, entrances, stairways or exits or to impede the movements of other visitors;
  - 9.2.2 The use of confetti, rice or similar material is prohibited.
  - 9.2.3 Set-up is limited to camera and tripod. Chairs, tables, extension cords and other equipment or props are not allowed.



- 9.3 Commercial filming and photography are not permitted except for purposes of documentation or promotion of museum programming with prior approval by and under the supervision of the curator or designated alternate.

#### 10.0 Attendance

- 10.1 Gatherings of more than 50 persons (exclusive of programmes by or in partnership with the museum) require prior approval. No event which would overburden site facilities (parking, picnic areas, washrooms etc.) will be considered.
- 10.2 Maximum allowable peak attendance for any event, conducted during the public hours of the museum but not in conjunction with or as part of a museum programme, will be 100 persons per hour.
- 10.3 Maximum allowable attendance for programmes conducted in conjunction with or as part of a museum programme, will be 500 visitors per hour (including visitors, staff and volunteers).
- 10.4 Maximum allowable peak attendance for events conducted neither during public hours nor in conjunction with or as part of a programme of the museum will be 500 visitors. All set up and clean up for such an event must take place between the closing and opening hours of the museum previous and subsequent to the event.

#### 11.0 Approvals

- 11.1 Approval for gatherings of more than 50 persons (exclusive of programmes by or in partnership with the museum) should be applied for in writing by September 1st of the previous year.
- 11.2 Application must be made to the curator of the Hamilton Museum of Steam and Technology. The application will be forwarded with a recommendation to the Hamilton Historical Board for approval.
- 11.3 Written report on the decision of the Board will be supplied to the applicant by the Curator.
- 11.4 Approval for events, programmes or use of the site will be on a first come first served basis.
- 11.5 Approval will not be granted for any event, programme or use of the site which, in combination with any other event, programme or use of the site, will exceed the maximum allowable attendance.
- 11.6 Approvals for gatherings of less than 50 persons, while not requiring approval through the Hamilton Historical Board, may require approval under the provisions of Sections 6 and 9 above.











1993 February 23

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FOURTH** Report for 1993 and respectfully recommends:

1. That the request of Robert Shelley Construction Limited, to remove part-lot control from Part of Plan 62M-657 and Part of Lot 3, Plan 1059 within the "Randall Estates - Phase 6 and Stone Church Survey" subdivisions, be approved subject to the following conditions;
  - (a) That the appropriate by-law to remove part-lot control from portions of Lots 2, 3 and 5 and portions of Blocks 11 and 14, Plan 62M-657, be enacted by Council and forwarded to The Regional Municipality of Hamilton-Wentworth for approval;
  - (b) That the appropriate by-law to remove part-lot control from part of Lot 3, Plan 1059 and portions of Blocks 15 and 16 on Plan 62M-657 be enacted by Council and not be forwarded to The Regional Municipality of Hamilton-Wentworth for approval until the developer has entered into and registered on title of Blocks 15 and 16 on Plan 62M-657 an Amending Agreement satisfactory to the Senior Director, Roads Department and to the City Solicitor to amend the Subdivision Agreement registered at 280470 to provide for and require maintenance easements for each portion of the two blocks to be developed as zero lot-line houses;
  - (c) That The Regional Municipality of Hamilton-Wentworth (as delegate of the Minister of Municipal Affairs) be requested to set out its approval by endorsing same on each by-law;
  - (d) That following completion of the conveyances being permitted by the said by-laws to remove part-lot control, by-laws be enacted to repeal the said by-laws.



1993 February 23

2. (a) That the following resolution, passed by the Council of the City of Woodstock at the request of the Woodstock LACAC, be endorsed by Hamilton City Council:

That Council requests the Minister of Culture and Communications to continue the Designated Property Grants Program in 1993 as these grants encourage property owners to preserve heritage buildings by recognizing the increased cost of maintaining heritage buildings;

and further, that all Local Architectural Conservation Advisory Committees in Ontario and Community Heritage Ontario (provincial LACAC organization) be requested to endorse this resolution.

- (b) That the Minister of Culture and Communications, the local M.P.P.'s and the Woodstock Office of the City Clerk be advised of Council's endorsement of the above resolution.
3. (a) That approval be given to the "Intent to Designate" Stewart Memorial Church at 114 John Street North as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation attached herewith and marked as Appendix "A"; and,
  - (b) That the City Solicitor be authorized as directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.
4. (a) That the 1993 operating budget of the Main West Esplanade B.I.A. be approved in the amount of four thousand dollars (\$4,000.); and
  - (b) That the City Solicitor be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and
  - (c) That the following Schedule of Payments for 1993 be approved:

March 01    \$2,000.  
August 01   \$2,000.

Note: 1992 Levy Arrears will be deducted from the two payments for 1993.



5. That the Building Commissioner be authorized to issue demolition permits for:
  - (a) 450 Burlington Street East
  - (b) 538 Wentworth Street North
  - (c) 1118 Upper James Street
  - (d) 643 Rymal Road West
  - (e) 246 MacNab Street North
6. That Zoning Application 92-45, Hazell Ross-Iampietro (Clar Del Retirement Home), owner, requesting a modification to the established "C" (Urban Protected Residential, etc.) District, to permit an increase in the capacity of an established legal non-conforming Residential Care Facility from nine (9) residents to a maximum of fifteen (15) residents, for property located at No. 185 Delaware Avenue, as shown on the attached map marked as Appendix "B", be denied for the following reasons:
  - (a) It conflicts with one of the primary goals of the Residential Care Facilities By-law to provide the residents with an opportunity to live in an environment that closely approximates a family situation. This proposal represents a 66.6% increase in the number of residents currently permitted (9 to 15), and a 150% increase (6 to 15) in the number of residents permitted in a "C" (Urban Protected Residential, etc.) District which, given the number of existing facilities in the area, is considered a significant departure from this goal;
  - (b) Approval of this application would encourage other similar applications which, if approved, would further contribute to the existing over-concentration of such facilities in the St. Clair Neighbourhood. In this regard, there are three other Residential Care Facilities within 180 metres; and
  - (c) The Department of Social Services cannot support the additional retirement home beds noting that there were approximately 220 vacant beds in the system so no new beds are necessary.



1993 February 23

7. That Zoning Application 92-19, Roland P. Baldessarini, owner, for a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, Townhouses, etc.) District to "G-3" (Public Parking Lots) District, to allow the use of the subject lands for parking in conjunction with the adjacent LCBO outlet at No. 233 Dundurn Street South, for the property located at 412 Charlton Avenue West, as shown on the attached map marked as Appendix "C", be denied on the following reason:

it represents an undesirable extension of a commercial use into an established residential area.

8. That leave be granted to introduce the following Bills:

- (a) C-14 By-law to Amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 1340, 1342 and 1348 Upper Sherman Avenue
- (b) C-15 By-law to Amend Zoning By-law No. 6593 respecting land located at the rear of Municipal No. 240 Rymal Road East
- (c) C-16 By-law to Remove Land within the "Randall Estates - Phase 6 Subdivision, Part of Plan 62M-657 from Part Lot Control
- (d) C-17 By-law to Remove Land within the "Randall Estates - Phase 6 and Stone Church Survey" Subdivisions, Part of Plan 62M-657 and Part of Lot 3, Plan 1059 from Part Lot Control
- (e) C-18 By-law to Amend Zoning By-law No. 6593 respecting lands located on the North Side of Rymal Road West and East of Garth Street
- (f) C-19 By-law to Amend Zoning By-law No. 6593 respecting lands located on the South Side of Rymal Road East and West of the Proposed Extension of Upper Wellington Street.

RESPECTFULLY SUBMITTED,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary  
1993 February 17



Appendix "A" as referred to  
in Section 3 of the **FOURTH**  
Report of the Planning and  
Development Committee for 1993

**REASONS FOR DESIGNATION**

**Stewart Memorial Church**

**114 John Street North**

**Historical Significance**

A landmark for Hamilton's Black community, Stewart Memorial Church on John Street North has a distinguished history as the city's oldest surviving Black congregation. With the influx of fugitive slaves into Upper Canada from the 1820s onward, emerged distinctive Black communities. For these early settlers, the church became a central focus, fulfilling both religious and social needs. By the late 1830s, Hamilton's Black population was large enough to support the establishment of both a Baptist and a Methodist church (the only denominations to establish churches specifically for Blacks). The earliest is believed to be *St. Paul's African Methodist Episcopal (AME) Church*, founded in 1835 under the authority of the (American) African Methodist Episcopal Body and located in the north-east section of town, where the highest concentration of Blacks lived. Initially housed in a log structure on Cathcart Street, the congregation moved in 1856 to a frame building nearby on Rebecca Street. This location was, however, abandoned in 1878 when the structure was badly damaged by fire; and the present church building, formerly occupied by the Methodist Episcopal congregation, was acquired the following year.

Faced with financial difficulties during the Depression years, St. Paul's AME Church was saved from closure through the efforts of its congregation and Reverend J.C. Holland. The decision made in 1937 to sever ties with the Mother Body resulted in the formation of a non-denominational Black church named *Stewart Memorial Church* in honour of Reverend C.A. Stewart, whose death in 1936 ended many years of dedicated service to the congregation of St. Paul's. His successor Reverend Holland was voted Hamilton's "Citizen of the Year" in 1953, in recognition of his instrumental role in keeping the church open and long service to the church and community (1936-54).



Architectural Significance

The building now occupied by Stewart Memorial was erected in 1848 to serve as the Methodist Episcopal Church. Originally a simple frame structure with clapboard siding and a front-gabled roof, the building was substantially altered in the first decade of this century. According to available documentation, the original structure was reclad with brick masonry and the facade remodelled in the Gothic Revival style (circa 1905). Characteristic features include the pointed-arched window and door openings, the blind oculus in the gable front, and the flanking buttresses with tall pinnacles. Extensive interior renovations completed in 1908 included the installation of semi-circular pews, chandeliers (since removed) and an attractive, pressed-metal ceiling with Gothic-inspired, patterned tiles. Further renovations in the 1950s resulted in the removal of the original altar, certain elements of which have been preserved by the congregation.

Context

Situated on the east side of John Street North in the centre of the block between Wilson and Cannon, Stewart Memorial Church is located within a mixed commercial/ residential area, where buildings are now interspersed with expanses of vacant land. Standing opposite a large parking lot, the church today has a highly visible presence on the street.

In the early twentieth century, St. Paul's AME Church formed part of a continuous streetscape comprising a mix of houses, industrial buildings and churches (including the Methodist Episcopal Church built in 1878 at the south-west corner of John and Wilson).

Designated Features

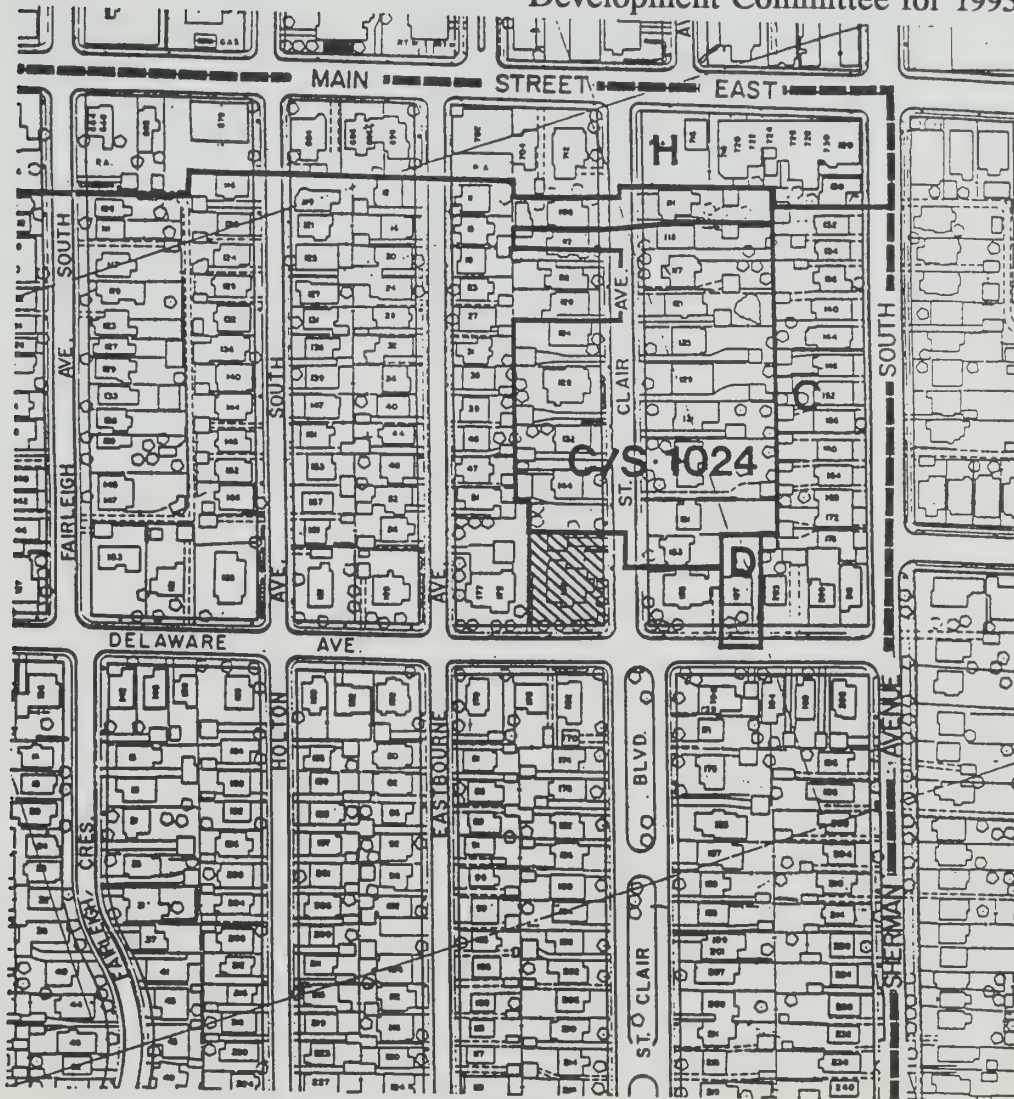
Important to the preservation of Stewart Memorial Church are the original features of:

- the west (front), north and south facades, including the brick masonry with its decorative arches and detailing, the buttresses and pinnacles, and the door and window openings (excluding the modern doorway and windows).
- the sanctuary space, including the decorative pressed-metal ceiling and curved wood pews.



1993 February 23

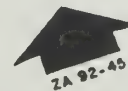
Appendix "B " as referred to  
in Section 6 of the FOURTH  
Report of the Planning and  
Development Committee for 1993



Legend

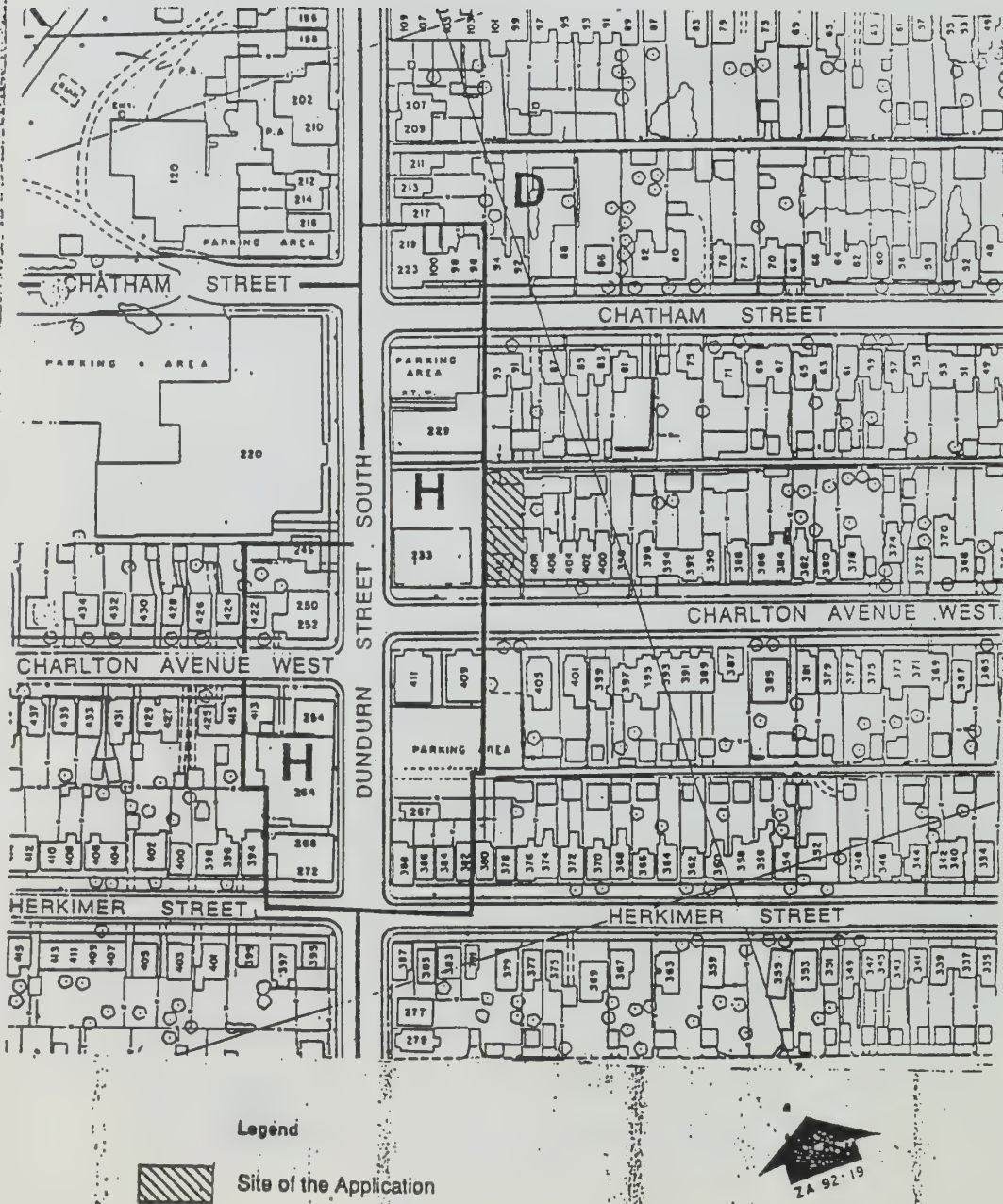


Site of the Application





Appendix "C" as referred to  
in Section 7 of the **FOURTH**  
Report of the Planning and  
Development Committee for 1993













1993 February 23

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FOURTH** Report for 1993 and respectfully recommends:

1. That the City of Hamilton offer to settle Ontario Court (General Division) Action No. 19515/90 on the following terms:
  - (a) That the City pay to the Plaintiff the sum of \$15,000. inclusive of all damages, interest, and costs; and,
  - (b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the Law Department; and,
  - (c) That Ontario Court (General Division) Action No. 19515/90 be dismissed, as against the Corporation of the City of Hamilton.
2.
  - (a) That the City of Hamilton and the Parking Authority not proceed with the development of the Health Building site on Hunter Street between James and Hughson for the next 5 years; and
  - (b) That the Parking Authority pursue the development of structured parking in the Downtown area, specifically to service the two Downtown Hotels - the Royal Connaught Hotel and the Holiday Inn.
3.
  - (a) That City Council enact municipal regulations for the licensing, regulating and governing of Adult Video Stores, and for regulating Video Stores in which Adult Videos are provided; and,
  - (b) That the City Solicitor be authorized and directed to prepare the appropriate By-law.



1993 February 23

4. That Sections 22(a)(i), 22(a)(ii) and 22(a)(v) of the 14th Report of the Finance and Administration Committee approved by City Council on 1992 June 30, be deleted in their entirety and replaced with the following:
- "(i) "a five (5) year, three (3) month, term commencing 1993 March 1, and terminating 1998 May 31;
  - (ii) "a rental payment of \$40,000. per annum (gross) or \$3,333.33 per month, commencing the earlier of 1993 June 1, or 45 days after renovations are completed, and ending 1995 May 31,; escalating to \$42,000. per annum (gross) or \$3,500. per month for the period of 1995 June 1, to 1996 May 31,; \$43,000. per annum (gross) or \$3,583.33 per month for the period 1996 June 1, to 1997 May 31,; and \$44,000. per annum (gross) or \$3,666.67 per month for the period 1997 June 1, to 1998 May 31;
  - (v) the tenant (Social Planning and Research Council) shall be responsible for the payment to the City of any increase in the annual operating costs of the building referred to in (iv) above, which are in excess of the base year operating costs (1993 June 1 - 1994 May 31);"
5. That a purchase order be issued to Lilo Products, Hamilton, for the supply and delivery of janitorial paper as and when required during 1993 to Purchasing Stores, being the lowest evaluated tender of ten received based on post-consumer waste and Canadian content, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Purchasing Stores Inventory Account No. CH56103 28999, as follows:
- |                              |              |
|------------------------------|--------------|
| Singlefold towels            | \$14.16 case |
| Multifold towels             | 14.68 "      |
| Interfold tissue             | 41.97 "      |
| Toilet tissue                | 15.75 "      |
| 10" rolls White Paper Towels | 22.00 "      |
- Applicable taxes extra
6. That a purchase order be issued to Torbram Electric Supply, Hamilton, for the supply and delivery of Electric Light Bulbs as and when required during 1993 to Purchasing Stores, being the lowest of seven tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through various Stock Inventory Accounts.



1993 February 23

7. That the following salary classifications be approved:

<u>Position Title:</u>	<u>Function:</u>	<u>Salary Grade</u>	<u>Salary</u>
Supervisor of Traffic Studies	Coordinates all traffic counts for the City and Region. Prepares technical transportation analysis of existing and proposed policies, land developments and transportation facilities. Assesses boulevard parking approach approval applications.	L	\$43,484.48 - \$51,205.44 per annum
Traffic Legislative Coordinator	Coordinates the preparation of technical documentation and reports for Committees and Councils. Supervises the design of driveway accesses and applications for boulevard parking.	M	\$40,640.60 - \$47,819.20 per annum
School Crossing Coordinator	Coordinates the technical and administrative functions of the School Crossing Guard function for the six area municipalities. Provides technical recommendations regarding pedestrian and traffic safety. Makes recommendations for the location of school crossing guards.	L	\$43,484.48 - \$51,205.44 per annum

8. That the listing of Appointments To and Terminations From Permanent positions with the Corporation of the City of Hamilton to 1993 February 9, attached herewith and marked Appendix "A", be approved.
9. That the School Crossing Guard located at the mid-block traffic signal on Limeridge Road West at St. Jerome's Separate School, be considered for funding from the Traffic Department's 1993 Current Budget.



10. That the statement of the Treasurer, attached herewith and marked "Appendix "B", summarizing remuneration and expenses paid to Members of Council and Members of Other Bodies for the year 1992, be received by Council.
11.
  - (a) That approval be given to the request of the Pakistan Canada Association of Hamilton to use the City Hall forecourt and related equipment, and to fly the Pakistani flag at City Hall, on Saturday, 1993 August 14 to celebrate Pakistan Independence Day; and,
  - (b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.
12.
  - (a) That a Court of Revision be appointed consisting of either 3 or 5 members of City Council to hear complaints against Local Improvement Assessments, and that the Court of Revision convene separately from any other Standing Committee of City Council.
  - (b) That the Treasurer be authorized and directed to undertake a complete review and examination of the Notice of Local Improvement Assessment which is given to homeowners affected by the work undertaken by the City with the view to modifying and improving the format and wording of the notice, satisfactory to the City Solicitor and the City Clerk.
  - (c) That a presentation be made by staff for each sitting of the Court of Revision explaining the following areas:
    - (i) jurisdiction and authority of the Court of Revision.
    - (ii) method and procedure used for undertaking the work as a local improvement ie. on petition or on the initiative of City Council.
    - (iii) brief explanation of the specific Local Improvement projects under appeal.
    - (iv) options available to commute the special local improvement assessment ie. annual instalments or payment of the total amount.
  - (d) That all departmental files, drawings and by-laws associated with the Local Improvement projects be made available at the sittings of the Court of Revision for immediate reference purposes.



1993 February 23

13. That the distribution of the 1992 current budget surplus be as follows:

- (a) carry forward surplus to 1993 (as per established Council policy to eliminate this item - only one year remains) \$250,000.
- (b) Reserve for Snow Control and Storm Damage (to assist in restoring this reserve to an adequate amount) - CH 00112 500,000.
- (c) Balance of surplus to Reserve for Tax Stabilization for future use - CH 00135

Note: Due to the surplus position in the City's Current Budget in 1992, it was not necessary to transfer some reserve allocations to current revenue.

14. (a) That the Hamilton Public Library be authorized to enter into a Lease Agreement with A. D. Beattie in accordance with the following terms:

Property: 776 Concession Street

Area: 2,500 square feet

Term: (i) One (1) year commencing 1993 March 15, and terminating 1994 March 14  
(ii) Month to Month for 1994

Rental Rate: (i) \$11. per square foot (Net)  
\$27,500. annually, \$2,241.66 per month  
(ii) \$12. per square foot (Net)  
\$30,000. annually, \$2,500. per month

Operating Costs: Library to pay for operating costs plus realty taxes for the leased area.

(b) That the Hamilton Public Library be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.



1993 February 23

15. That leave be granted to introduce the following Bills:

Bill H-11     A By-law to amend Schedule 4 of Licensing By-law No. 79-323,  
respecting Interior Advertising in Taxi-Cabs.

Bill H-12     A By-law to confirm the Proceedings of the Council of the Corporation  
of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1993 February 18**



Appendix "A" referred  
to in Section 8 of the  
FOURTH Report of the  
Finance and Administration  
Committee for 1993.

THE CORPORATION OF THE CITY OF HAMILTON  
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>EFFECTIVE DATE</u>
Ms. Lois Corey	Curatorial Programming Assistant (N)	Culture & Recreation	New Position Council Approved - November 10, 1992	\$37,794.64 to \$44,568.65	01/02/93
Ms. Elizabeth Fisher	Program Organizer (19-B)	Culture & Recreation	Replacing Mr. P. Paweska - promoted	\$34,183.24 to \$39,908.96	01/02/93
Mr. Howard Murray	Parking Control Officer (13-I)	Traffic	Replacing Mr. P. Eldridge - Article 12.4	\$31,612.88 to \$36,305.88	25/01/93
Mr. Randy Stone	Programmer I (29-A)	Information Systems	Replacing Mr. R. Thornberry - promoted	\$46,639.32 to \$52,976.56	11/01/93
Mr. Ron Thornberry	Systems Analyst (J-A)	Information Systems	Replacing Mr. B. Anderson - promoted	\$53,946.88 to \$64,259.52	11/01/93
Ms. Elizabeth Wakeford	Curatorial Programming Assistant (N)	Culture & Recreation	New Position Council Approved - November 10, 1992	\$37,794.64 to \$44,568.65	24/12/92

Prepared 09/02/93



## THE CORPORATION OF THE CITY OF HAMILTON

## TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. George Binns	Concrete Finisher	Public Works	Resigned	5 years, 3.5 months	04/01/93
Ms. Margot Smeenk	Traffic Design Engineer	Traffic	Resigned	4 years	30/12/92

Prepared 09/02/93



City of Hamilton  
TreasuryAppendix "B" referred  
to in Section 10 of the  
FOURTH Report of the  
Finance and Administration  
Committee for 1993.STATEMENT OF THE TREASURER  
for the period ending December 31, 1992(Prepared Pursuant to sections 242, 243 and 247 of the Municipal Act,  
R.S.O. 1990, Chapter M.45)1. REMUNERATION  
-----

(a) Members of Council	Salary *
-----	-----
Agostino, D.	21,328.26
Agro, V. J.	21,328.26
Anderson, T.	21,328.26
Charters, R.	21,328.26
Cooke, T.	21,328.26
Copps, G.	21,328.26
D'Amico, F.	21,328.26
Drury, D.	20,640.96
Eisenberger, F.	21,328.26
Jackson, T.	20,640.96
Kiss, M.	21,328.26
McCulloch, W.	21,328.26
Merling, H.	21,328.26
Morelli, B.	21,328.26
Morrow, R.	68,250.00
Ross, D.	21,328.26
Wilson, D.	21,328.26
	-----
	408,127.56
	=====

\* One-third of these amounts deemed to be "Expenses" in accordance with  
section 255 of the Municipal Act.(b) Committee of Adjustment  
-----

Member	Honorarium
-----	-----
Dudzic, M.	2,600.00
Greenlee, M.	2,100.00
Korz, G.	2,100.00
Law, B.	2,100.00
Takhar, N.	2,100.00
	-----
	11,000.00
	=====



City of Hamilton  
TreasurySTATEMENT OF THE TREASURER  
for the period ending December 31, 1992(c) License Examining Board  
-----

Member -----	Honorarium -----
Allick, B.	150.00
Allison, H.	800.00
Clothier, R.	400.00
Cooper, H.	1,100.00
Gibson, D.	600.00
Green, R.	1,100.00
Groves, L.	1,200.00
Hardie, D.	800.00
Holm, M.	900.00
Kaut, H.	900.00
Korz, G.	1,200.00
Langdon, D.	800.00
MacIntyre, D.	1,000.00
Skinner, J.	0.00
Penko, G.	800.00
Reilly, M.	800.00
Taffs, R.	500.00
Woodrow, B.	200.00
VanDerbeek, P.	1,750.00
	-----
	15,000.00
	-----

2. EXPENSES  
-----(Residence telephone allowance, travelling and local grant  
to Mayor)

(a) Members of Council -----	Amount -----
Agostino, D.	4,490.70
Agro, V. J.	459.15
Anderson, T.	3,264.40
Charters, R.	161.46 **
Cooke, T.	161.46 **
Copps, G.	0.00
D'Amico, F.	2,179.35
Drury, D.	303.24
Eisenberger, F.	161.46 **
Jackson, T.	3,786.69
Kiss, M.	161.46 **
McCulloch, W.	5,307.38
Merling, H.	161.46 **
Morelli, B.	161.46 **
Morrow, R.	32,652.78
Ross, D.	1,001.06
Wilson, D.	161.46 **
	-----
	54,574.97
	-----

\*\*telephone allowance only



City of Hamilton  
Treasury

STATEMENT OF THE TREASURER  
for the period ending December 31, 1992

(b) Parking Authority Appointees  
-----

Alderman Agro, V. J.	1,197.53
Alderman Agostino, D.	1,033.78
Alderman D'Amico, F.	1,559.10

-----  
3,790.41  
=====

(c) Public Library Appointees  
-----

Burns, P.	628.27
Down, T.	135.00
MacGillivray, M.	135.00
McCulloch, W.	135.00
Mitchell, P.	135.00
Philip, B.	135.00
Radigan, R.	2,285.66
Rogers, P.	2,481.54
Sbrissa, A.	135.00
Syko, J.	135.00
Wilson, D.	135.00

-----  
6,475.47  
=====

(d) H.E.C.F.I. Appointees  
-----

Kay, G.	2,391.32
---------	----------

-----  
2,391.32  
=====







**NOTICE OF MOTION  
FROM PREVIOUS MEETING**







## NOTICE OF MOTION

At the regular meeting of City Council held 1993 February 9, Mayor Morrow gave notice that he would move the following motion at the next meeting of City Council:

"That the Chief Administrative Officer be asked to develop a policy with respect to the cost of hydro as charged by Ontario Hydro and purchased locally and its impact on industry and the reported reluctance of industry to expand in Hamilton and Ontario because of prohibitively high hydro costs".







URBAN/MUNICIPAL

CA4 ON HBL A05  
A31  
1993



Judith McAnanama  
Chief Executive Officer  
Hamilton Public Library

1993 February 23

URBAN MUNI

1993

GOVERNMENT DOCUMENT

**NOTICE OF SPECIAL MEETING OF CITY COUNCIL**

Friday, 1993 February 26  
immediately following the meeting  
of the Committee of the Whole = *City Council*  
Hamilton Convention Centre  
Webster Room A-B

A handwritten signature in black ink, appearing to read "J. J. Schatz".

J. J. Schatz  
City Clerk

**NOTE:** The purpose of this meeting is to consider the report of the Committee of the Whole respecting the 1993 Budget Estimates for the City of Hamilton.







URBAN/MUNICIPAL

C44 ON HBL A05  
A31  
1993



The Urban/Municipal Collection  
2nd Floor  
Hamilton Public Library

**MEETING OF THE COUNCIL  
OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, 1993 March 9  
7:30 o'clock p.m.  
Council Chambers, City Hall**

**J. J. Schatz  
City Clerk**

**AGENDA**

**1. National Anthem**

**2. Opening Prayer**

*Reverend John H. Dickinson  
James Street Baptist Church*

**3. Proclamation**

*Easter Seal Month - March 1993*

**4. Minutes**

*(a) 1993 February 23*

*(b) 1993 February 26 - Special Meeting*







5. *Petitions and Correspondence - No Items received at this time*

6. *Reports of the Standing Committees*

(a) *Transport and Environment Committee*

(b) *Parks and Recreation Committee*

(c) *Planning and Development Committee*

(h) *Finance and Administration Committee*

7. *Notices of Motion for Next Meeting*

8. *First Reading of the Bills*

9. *Second Reading of the Bills - Committee of the Whole*

10. *Third Reading of the Bills*

11. *Question Period*

12. *Adjournment.*







# **M I N U T E S**







1993 February 23

Minutes of Hamilton City Council  
1993 February 23  
7:30 o'clock p.m.  
Council Chambers, City Hall

The Council met:

Present: Mayor Robert M. Morrow  
Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson,  
Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico.

Mayor R. M. Morrow called the meeting to order.

\* \* \* \* \*

Reverend Hans Van Nie, Westdale United Church led the Council in prayer.

\* \* \* \* \*

The National Anthem was played.

\* \* \* \* \*

Mayor R. M. Morrow presented an Award to Mr. Robert Sugden announcing his re-election to the Society of Directors of Municipal Recreation of Ontario.

\* \* \* \* \*

Mayor R. M. Morrow presented a Certificate to Alderman H. Merling on behalf of Pitch-In Canada in recognition of the City's participation in Pitch-In Week.

\* \* \* \* \*

The minutes of the meeting held 1993 February 9 were adopted as circulated.

\* \* \* \* \*



**CORRESPONDENCE**

1. Thank you card from The Agostino Family in appreciation of City Council's kindness and sympathy.

**Received.**

2. Application dated 1993 February 9 from P.X. Dermody Funeral Homes, Hamilton, Ontario for a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations for property located at No. 796 Upper Gage Avenue, Hamilton, Ontario.

**Received.**

3. Application dated 1993 February 10 from Rosewind Realty Ltd. (In trust), Windsor, Ontario for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "CR-3" (Commercial - Residential) District, modified for property located at Nos. 214-224 King William Street, Hamilton, Ontario.

**Received.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Reports of the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee be now considered in Committee of the Whole with Alderman Charters in the Chair.



Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

<b>PARKS AND RECREATION COMMITTEE - FIFTH REPORT</b>
--

**Section 2 Re: YMCA proposed development of facilities in the Mountain community**

Recorded vote to call the question.

YEAS: Mayor Morrow, Aldermen Agro, McCulloch, Drury, Merling. -5.

NAYS: Aldermen Cooke, Kiss, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -12. **LOST.**

\* \* \* \* \*

**Section 6(b) Re: Hart Productions - Hamilton Harbourfront Park and Pier 4 - beer tent**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Merling, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Jackson -1.

**CARRIED.**

\* \* \* \* \*



**PLANNING AND DEVELOPMENT COMMITTEE - FOURTH REPORT**

**Section 3 - Appendix "A" Re: Intent to Designate - 114 John Street North**

It was moved by Alderman Drury and seconded by Alderman Eisenberger that the Fourth Report of the Planning and Development Committee for 1993 be hereby amended by replacing Appendix "A" as referred to in Section 3 with the revised Appendix "A" attached hereto. **CARRIED.**

**FINANCE AND ADMINISTRATION COMMITTEE - FOURTH REPORT**

**Section 15 : Introduction of Bill H-13: A By-law for the licensing, regulating and governing of Adult Video Stores, and for regulating Video Stores in which Adult Videos are provided.**

It was moved by Alderman Ross and seconded by Alderman Copps that the Fourth Report for 1993 of the Finance and Administration Committee be amended by adding the following Bill to Section 15 as Bill H-13:

H-13: A By-law for the licensing, regulating and governing of Adult Video Stores, and for regulating Video Stores in which Adult Videos are provided. **CARRIED.**

\* \* \* \* \*



**MOTION FROM PREVIOUS MEETING**

It was moved by Mayor Morrow and seconded by Alderman Ross that the Chief Administrative Officer be asked to develop a policy with respect to the cost of hydro as charged by Ontario Hydro and purchased locally and its impact on industry and the reported reluctance of industry to expand in Hamilton and Ontario because of prohibitively high hydro costs. **CARRIED.**

**ACTING MAYOR FOR THE MONTH OF MARCH**

It was moved by Alderman Cooke and seconded by Alderman Kiss that Alderman D. Drury be appointed Acting Mayor for the month of March, 1993. **CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, Ross, D'Amico. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills be now read a first time:

C-14, C-15, C-16, C-17, C-18, C-19.  
H-11, H-12, H-13.



Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that Council move into Committee of the Whole to consider the following Bills, with Alderman Charters in the chair. (second reading).

C-14, C-15, C-16, C-17, C-18, C-19.  
H-11, H-12, H-13.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**Consideration of the Bills (second reading).**

Recorded vote on Bill C-14: By-law to Amend Zoning By-law No. 6593 respecting lands located at Municipal Nos 1340, 1342 and 1348 Upper Sherman Avenue

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Anderson, D'Amico, Ross. -16.

NAYS: Alderman Merling -1.

**CARRIED.**

\* \* \* \* \*



It was moved by Alderman Cooke and seconded by Alderman Kiss that the Report of the Committee of the Whole on the following Bills, be adopted. -

C-14, C-15, C-16, C-17, C-18, C-19.  
H-11, H-12, H-13.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Kiss that the following Bills, be now read a third time, signed, sealed and enrolled as By-laws:

C-14, C-15, C-16, C-17, C-18, C-19.  
H-11, H-12, H-13.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross. -17.

NAYS: -0.

CARRIED.

\* \* \* \* \*

City Council then adjourned at 8:25 o'clock p.m.

\* \* \* \* \*

Taken as read and approved.

---

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1993 February 23



1993 February 26

Special Meeting of  
City Council/Committee of the Whole  
Friday, 1993 February 26  
3:50 o'clock p.m.  
Webster Room A & B  
Hamilton Convention Centre

Present: Mayor Morrow, Aldermen Cooke, Kiss, Agro, McCulloch, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, Anderson, D'Amico, Ross.

It was moved by Alderman Cooke and seconded by Alderman Ross that the Third Report of the City Council Committee of the Whole be now considered in Committee of the Whole.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

**COMMITTEE OF THE WHOLE - THIRD REPORT**

1993 Current Budget Estimates  
Non Resident User Fees - Library  
Hosting of Progressive Conservative Party Convention  
Closure of Municipal Offices

**Section 1 Re: 1993 Current Budget Estimates**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -13.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*



**Section 4 Re: Closure of Municipal Offices**

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -13.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Ross that the Report of the Committee of the Whole on the Third Report of the City Council Committee of the Whole be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

<p><b>ADOPTION OF BILLS</b></p>
---------------------------------

It was moved by Alderman Cooke and seconded by Alderman Ross that Bill H-14 be now read a first time.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**



\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Ross that Bill H-14 be now considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

Consideration of the Bill (Second Reading)

Recorded vote on Bill H-14: To Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

YEAS: Mayor Morrow, Aldermen Cooke, Drury, Copps, Morelli, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -13.

NAYS: Alderman Kiss. -1.

**CARRIED.**

\* \* \* \* \*

It was moved by Alderman Cooke and seconded by Alderman Ross that the Report of the Committee of the Whole on Bill No. H-14 be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*



1993 February 26

It was moved by Alderman Cooke and seconded by Alderman Ross that Bill H-14 be now read a third time, signed sealed and enrolled as a By-law.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Cooke, Kiss, Drury, Morelli, Copps, Wilson, Agostino, Eisenberger, Charters, Jackson, Merling, D'Amico, Ross. -14.

NAYS: -0.

**CARRIED.**

\* \* \* \* \*

The meeting adjourned at 4:00 o'clock p.m.

Taken as read and approved.

Mayor R. M. Morrow

J. J. Schatz, City Clerk  
1993 Februray 26















1993 March 9

**REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE**

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **THIRD** Report for 1993 and respectfully recommends:

1. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of Park Street North between Barton Street West and Murray Street West; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
2. (a) That the existing "No Parking" regulation on the north side of Biggar Avenue commencing at Lottridge Street and extending to a point 293 feet westerly therefrom be revised, such that a 20 foot section of unrestricted free parking can be implemented from 179 feet west of Lottridge Street to a point 20 feet westerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
3. (a) That a "No Stopping" regulation be implemented on the east side of James Street North commencing at Strachan Avenue East and extending to a point 70 feet northerly therefrom; and  
(b) That a "No Stopping" regulation be implemented on the west side of James Street North commencing at Strachan Avenue East and extending to a point 69 feet northerly therefrom; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.



1993 March 9

4.
  - (a) That parking be prohibited on the south side of Berkindale Drive between Bow Valley Drive and Rivercrest Road; and
  - (b) That the existing "No Parking" regulation on the north side of Berkindale Drive which commences at Bow Valley Drive and extends to a point 252 feet easterly therefrom, be removed; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.
5.
  - (a) That the existing "No Parking" regulation on the west side of Ferguson Avenue North between King Street East and Wilson Street be replaced with three hour metered parking; and
  - (b) That the existing two hour parking meters on the east side of Ferguson Avenue North between King William Street and Wilson Street be replaced with three hour parking meters; and
  - (c) That the existing one hour parking meters on the east side of Ferguson Avenue North between King Street East and King William Street be replaced with three hour parking meters; and
  - (d) That the City Traffic By-law No. 89-72 be amended accordingly.
6.
  - (a) That the existing "One Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation on the south side of Napier Street between Wellesley Street and a point 36 feet easterly be removed; and
  - (b) That the City Traffic By-law No. 89-72 be amended accordingly.
7.
  - (a) That the existing "No Parking, 6:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the south side of Brant Avenue commencing at a point 155 feet east of Birch Avenue and extending to a point 137 feet easterly therefrom, be removed; and
  - (b) That a "No Stopping" regulation be implemented on the south side of Brant Avenue commencing at a point 232 feet east of Birch Avenue and extending to a point 60 feet easterly therefrom; and
  - (c) That the City Traffic By-law No. 89-72 be amended accordingly.



1993 March 9

8. (a) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Ferrie Street East between John Street North and Catharine Street North; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
9. (a) That a "No Stopping" regulation be implemented on the east side of Eastwood Avenue commencing at Melvin Avenue and extending to a point 115 feet southerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
10. (a) That a "No Parking" regulation be implemented on both sides of Amherst Circle including the "bulb" of this cul-de-sac; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
11. (a) That the existing "No Stopping" regulation on the west side of Tia Drive commencing at Nugent Drive and extending to a point 54 feet southerly therefrom be extended such that the regulation commences at Nugent Drive and extends to a point 71 feet southerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
12. (a) That a "No Parking, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the east side of Princeton Drive between Margate Avenue and Sherwood Rise; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
13. (a) That a "No Parking" regulation be implemented on the south side of Landron Avenue between Upper Kenilworth Avenue and Locheed Drive; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.



14. (a) That the Parkview West Neighbourhood be designated as a Neighbourhood Watch Area; and  
(b) That Neighbourhood Watch signs for the Parkview West Neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and  
(c) That the necessary funds be charged to Account No. CH55301 75030 (Neighbourhood Watch Program).
15. (a) That the Rushdale Neighbourhood be designated as a Neighbourhood Watch Area; and  
(b) That Neighbourhood Watch Signs for the Rushdale Neighbourhood be erected and maintained by the City Traffic Department, as long as this neighbourhood maintains and active Neighbourhood Watch Program as determined by the Regional Police Department; and  
(c) That the necessary funds be charged to Account No. CH55301 75030 (Neighbourhood Watch Program).
16. (a) That eastbound traffic on Harbottle Court be required to stop for northbound and southbound traffic on Chesley Street; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
17. (a) That northbound traffic on Adorn Court be required to stop for eastbound and westbound traffic on Village Road; and  
(b) That eastbound traffic on Village Road be required to stop for northbound and southbound traffic on Fairington Crescent; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
18. (a) That a "No Stopping, Wheelchair Loading Only, 8:30 a.m. to 10:00 p.m., 7 days a week" regulation be implemented on the west side of Smith Avenue, commencing at a point 435 feet south of Barton Street East and extending to a point 24 feet southerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.



19. (a) That the existing "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 5:00 p.m., Monday to Friday" regulation on the east side of Province Street North, commencing at a point 101 feet north of Cannon Street East and extending to a point 18 feet northerly therefrom be removed; and
- (b) That a "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the west side of Grosvenor Avenue North, commencing at a point 124 feet north of Cannon Street East and extending to a point 21 feet northerly therefrom; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
20. (a) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the north side of Ravenbury Drive commencing at a point 64 feet west of the west curb line of Rama Court and extending to a point 40 feet westerly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
21. (a) That a "No Stopping, Wheelchair Loading Only, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south side of Royal Avenue commencing at a point 66 feet east of Emerson Street and extending to a point 24 feet easterly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
22. (a) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Belmont Avenue commencing at a point 163 feet north of Cannon Street East and extending to a point 47 feet northerly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
23. (a) That the existing "Permit Parking" regulation on the north side of Dunsmure Road commencing at a point 96 feet east of Park Row and extending to a point 19 feet easterly therefrom be removed; and
- (b) That the existing "Permit Parking" regulation on the south side of Dunsmure Road commencing at a point 94 feet east of Park Row and extending to a point 26 feet easterly therefrom be removed; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.



24. (a) That a "Permit Parking" regulation be implemented on the west side of William Street commencing at a point 216 feet south of Birge Street and extending to a point 23 feet southerly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. John E. Zettle, No. 61 William Street; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
25. (a) That a "Permit Parking" regulation be implemented on the west side of Erin Avenue commencing at a point 45 feet south of Montrose Avenue and extending to a point 34 feet southerly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Kasprick, No. 288 Montrose Avenue; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
26. (a) That a "Permit Parking" regulation be implemented on the north side of Gertrude Street commencing at a point 36 feet west of the extended west curb line of Rowanwood Street and extending to a point 18 feet westerly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Helen Stevens, No. 91 Gertrude Street; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
27. (a) That a "Permit Parking" regulation be implemented on the west side of Wexford Avenue North commencing at a point 172 feet north of Dunsmure Road and extending to a point 22 feet northerly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue, upon request, one parking permit to Ms. Karen Hibbs, 81 Wexford Avenue North; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
28. (a) That the existing "Permit Parking" regulation on the west side of Walnut Street South commencing at a point 91 feet south of Forest Avenue and extending to a point 20 feet southerly therefrom be removed; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.



29. (a) That the existing "Permit Parking" regulation on the east side of Tiffany Street commencing at a point 273 feet north of Barton Street West and extending to a point 24 feet northerly therefrom be removed; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
30. (a) That a "Permit Parking" regulation be implemented on the south side of Charlton Avenue West commencing at a point 150 feet east of Kent Street and extending to a point 18 feet easterly therefrom; and  
(b) That the Director of Traffic Services be authorized to issue one parking permit to Ms. Mary Sinclair, No. 241 Charlton Avenue West; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
31. (a) That the existing "Permit Parking" regulation on the north side of Campbell Avenue commencing at a point 42 feet east of Agnes Street and extending to a point 20 feet easterly therefrom be removed; and  
(b) That the existing "Permit Parking" regulation on the south side of Campbell Avenue commencing at a point 10 feet east of the extended east curb line of Agnes Street and extending to a point 24 feet easterly therefrom be removed; and  
(c) That the City Traffic By-law No. 89-72 be amended accordingly.
32. That in accordance with the request by the Hamilton Street Railway Company the following bus stops be deleted:

Route 35 College

- |               |  |
|---------------|--|
| Westbound -   | Chester Avenue, north side, 24 feet east of the centre line of Annabelle Street (N/S); and   |
| Westbound -   | Chester Avenue, north side, 24 feet east of the centre line of Chesley Street (N/S); and     |
| Southbound -  | Chesley Street, west side, 263 feet north of the centre line of Harbottle Court (M/B); and   |
| End of Line - | Chesley Street, west side, 83 feet north of the centre line of Stone Church Road West (N/S). |



33. (a) That three-hour metered parking be implemented on both sides of Robinson Street between Park Street South and MacNab Street South; and
- (b) That three-hour metered parking be implemented on both sides of Herkimer Street between James Street South and Park Street South; and
- (c) That the City Traffic By-law No. 89-72 be amended accordingly.
34. (a) That a "No Stopping" regulation be implemented:
- on the north side of Britannia Avenue commencing at Glassco Avenue North and extending to a point 60 feet westerly therefrom,
  - on the north side of Britannia Avenue commencing at Glassco Avenue North and extending to a point 60 feet easterly therefrom,
  - on the north side of Britannia Avenue commencing at Adair Avenue North and extending to a point 60 feet westerly therefrom,
  - on the north side of Britannia Avenue commencing at Adair Avenue North and extending to a point 60 feet easterly therefrom; and
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
35. (a) That, in accordance with Section 15 (1) of the Police Services Act, 1990, the following persons be appointed as Parking Control Officers:
- Peter Emery  
Richard Fader  
Melvin Barlow  
William London  
William Warburton  
Henry Robertson  
Howard Murray
- (b) That the following appointments as Parking Control Officers be repealed:
- Uriel Thompson  
Lawrence Cardinal  
Frederick Smith  
Brian Crabbe



36. (a) That a "No Stopping" regulation be implemented on the west side of Lottridge Street commencing at Case Street and extending to a point 50 feet southerly therefrom; and  
(b) That the City Traffic By-law No. 89-72 be amended accordingly.
37. (a) That the existing residential boulevard parking agreement registered as Instrument No. 41066 to the property at No. 41 Isabel Avenue be discharged, at the property owners' expense; and  
(b) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
38. (a) That the Regional Council be advised that the City of Hamilton Traffic By-law does not provide for reserved disabled parking spaces on City streets; and  
(b) That a recommendation be forwarded to the Regional Department of Social Services that reserved disabled parking spaces be provided within existing parking areas on their own property.
39. That the application of N. Wimbush, agent for Ainsworth Electric Co. Ltd. (4 King Street West, Toronto M5H 1B6) to temporarily close MacNab Street between King Street and Main Street on Sunday 1993 March 14 from 2:00 a.m. to 2:00 p.m., to erect a crane, be approved, subject to the following conditions:
  - (a) That all barricading, detour signing and traffic control be subject to the direction of the Regional Police Services;
  - (b) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services;
  - (c) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizer;
  - (d) That the applicant provide proof of \$2,000,000. public liability insurance, naming the Region and the City of Hamilton as added insureds, with a provision for cross liability, and holding the Region and the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;



- (e) That no property owner or resident within the barricaded area be denied access to their property upon request; and,
  - (f) That all property owners and tenants along the area of the closure be notified of the closure by the applicant at least four weeks prior to the closure in a form acceptable to the Commissioner of Transportation/Environmental Services.
40. That the action of the Commissioner of Transportation/Environmental Services be confirmed in authorizing the request of B. D'Aloisio, agent for Cooper Corporation Limited (85 The East Mall, Toronto Ontario, M8Z 5W4) to temporarily close MacNab Street South between King Street and Main Street, to erect a crane, subject to the following conditions:
- (a) That approval from Regional Police Services be received;
  - (b) That the applicants provide proof of \$2,000,000. public liability insurance, naming the Region and the City of Hamilton as an added insured party with a provision for cross liability, and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
  - (c) That all barricading, detour signing and traffic control be subject to the direction of Regional Police Services;
  - (d) That all barricading be supplied by and at the expense of the applicants;
  - (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services;
  - (f) That the applicants ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the Region and at the expense of the event organizers;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request;



1993 March 9

41. That the action of the Commissioner of Transportation/Environmental Services Group be confirmed in approving the application of E. Hicken, agent for the Hamilton YWCA (R.R. No. 1, Canfield, Ontario) to temporarily close MacNab Street between Main Street and Hunter Street, from 1:00 p.m. to 2:00 p.m. on Sunday 1993 February 14, subject to the following conditions:
- (a) That approval from the Regional Police Services be received;
  - (b) That the applicant provide proof of \$2,000,000. public liability insurance, naming the Region and the City of Hamilton as an added insured party with a provision for cross liability, and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss;
  - (c) That all barricading, detour signing and traffic control be subject to the direction of the Regional Police Services;
  - (d) That all barricading be supplied by and at the expense of the applicant;
  - (e) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, if deemed necessary by the Director of Traffic Services and at the expense of the applicant;
  - (f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer;
  - (g) That no property owner or resident within the barricaded area be denied access to their property upon request;
  - (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation/Environmental Services.



42. That the application of M. Costanza, agent for Montreal Trust operating as the Royal Connaught Hotel (112 King Street East, Hamilton L8N 1A8) to install an access ramp in front of 82 King Street East, be approved, subject to the following conditions:
- (a) The applicant enter into an Encroachment Agreement in a form satisfactory to the Commissioner of Transportation/Environmental Services and the Law Department;
  - (b) The applicant pay a one time fee of \$241. for processing and registration and an annual fee of \$34.;
  - (c) That the applicant's contractor be bonded with the Region of Hamilton-Wentworth and the City of Hamilton to make excavations on City Streets or Regional roads;
  - (d) The Mayor and the City Clerk be authorized to sign and execute all necessary documents to execute this agreement;
43. That the application of P. Finn, agent for Unitel Communications Inc. (200 Wellington Street West, Toronto M5V 3C7) to install a buried fibre optic cable on Arvin Avenue immediately east of Gray's Road, to the eastern limits of the City of Hamilton, for a length of 30 metres, be approved, subject to the following conditions:
- (a) The applicant enter into an Encroachment Agreement in a form satisfactory to the Commissioner of Transportation/Environmental Services and the Law Department;
  - (b) The applicant pay a one time fee of \$220.40 for processing and registration and an annual fee of \$20.;
  - (c) That the applicant be bonded with the Region of Hamilton-Wentworth and the City of Hamilton to make excavations on City Streets or Regional roads;
  - (d) The Mayor and the City Clerk be authorized to sign and execute all necessary documents to execute this agreement;



1993 March 9

44. (a) That the applications to retain inadvertent encroachments at the following locations be approved during the pleasure of City Council:

	Location	Type of Encroachment	First Year/ Annual	File Number
i.	55 Keith Street	Concrete Steps measuring 3.0' x 1.2'	\$132/\$20	T103-50 (972)
ii.	73 Garfield Ave. S.	Stairs measuring 0.28 x 15.00' retaining walls measuring 0.63' x 6.00' and 0.74' x 6.00'	\$131/\$20	T103-50 (1038)

- (b) That approval be subject to the following:

- i. That the owners enter into agreements satisfactory to the Commissioner of Transportation/Environmental Services to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- ii. That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement the agreements.
- iii. That the first year fees and subsequent annual fees as outlined in recommendation (a) i. and ii. be set for the encroachments.



1993 March 9

45. (a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated cost of services in;

"WISEMOUNT ESTATES - PHASE 2", Hamilton

City's Share \$ 132,006.40

Subdivider's Share \$ 229,954.79

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Wisemount Estates - Phase 2", Hamilton.
- (c) That approval of the above noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered.
- (d) That in the event that the Owners wish to proceed prior to the registration of the Final Plan and Subdivision Agreement they should be allowed to do so at their own risk provided they enter into standard agreement with the City of Hamilton for pre-servicing.
- (e) That the City's share for the cost of services in "Wisemount Estates - Phase 2, (\$ 132,006.40) be approved and the Finance and Administration Committee recommend the source of funding for this project.
46. (a) That the Commissioner of Transportation/Environmental Services be authorized and directed to issue purchase orders, on behalf of the City of Hamilton, for maintenance costs for automatic protection at level crossings, as follows:
- |           |            |
|-----------|------------|
| CN Rail - | \$ 40,000. |
| CP Rail - | \$113,000. |
- (b) That the expenditures be charged to Account No. CH57408 52010.



47. (a) That the following City lands be incorporated into the street in order to complete the final street width or provide access to newly registered subdivision developments:

Harbottle Court	Part 2	Plan 62R-11994
MacNab Street	Parts 2 and 4	Plan 62R-9048
Jackson Street	Parts 1 and 3	Plan 62R-9048

- (b) That the by-laws to carry out the incorporation of the said land into the foregoing street be enacted by City Council.
- (c) That the Commissioner of Transportation/Environmental Services be authorized and directed to register the by-laws.
48. (a) That an Option to Purchase Agreement by the City, duly executed by 822827 Ontario Inc. (John A. Parente, Secretary), on 1993 January 18, and scheduled for closing on or before 1993 April 23, for the lands situated in the Regional Municipality of Hamilton-Wentworth, composed of part of Lot 3, Concession 6, being irregularly shaped parcels of vacant land, designated as Parts 14 and 15 on Reference Plan 62R-12439, and containing a total area of 0.0108 hectares (0.0266 acres) more or less, be approved and completed, and the purchase price of \$4. be charged to Account No. CH5X323 00102 (Reserve for Property Purchases).
- (b) That an Offer to Purchase Agreement on behalf of 822827 Ontario Inc., duly executed by John A. Parente, Secretary, on 1993 January 18, and scheduled for closing on or before 1993 April 23, for the lands situated in the Regional Municipality of Hamilton-Wentworth, composed of part of Lot 3, Concession 6, and designated as Parts 3, 4, 6, 7, 9 and 11 on Reference Plan 62R-12439, and containing a total area of 0.0100 hectares (0.024 acres) more or less, be approved and completed and the funds derived from this sale of \$4. be credited to Account No. CH4X501 00107 (Reserve for City Share of Services Through Unsubdivided Lands).
- (c) That it is understood and acknowledged that all Regional and City land and servicing costs (where applicable) associated with the proposed Carson Drive and a portion of Landron Avenue to facilitate the development of Wisemount Estates Phase 2, will be recovered prior to the registration of the final plan of subdivision in accordance with City and Regional Policy and the respective Agreements.
- (d) That it is understood and agreed that should the developer fail to pay all costs for services and land associated with said development on or before 1995 January 15, the City shall have the option to repurchase said lands for \$2.
- (e) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



49. That a purchase order be issued to Econolite Canada Inc., Scarborough, for the supply and delivery of Signal Heads as and when required during 1993 by the Traffic Department, being the lowest of four tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be finance through Traffic Signal Materials Account No. CH56152 75999.
50. That a purchase order be issued to D & D Diamond Cutting & Coring Inc., Niagara Falls, for Slot Cutting of Asphalt and Concrete Roadways for the installation of Traffic Vehicle Detection Wire (Loops) as and when required during 1993 and 1994 by the Traffic Department, being the lowest of four quotations received in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and be financed through Contractual Services Account No. CH56364 75999.
51. That a purchase order be issued to A & A Restoration's, Hamilton, for Removal of Pavement Markings using Sandblasting Equipment as and when required during 1993 and 1994 by the Traffic Department, being the lowest of four quotations received in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation, and be financed through Contractual Services Account No. CH56364 75999.
52.
  - (a) That the West Central Branch of the Ontario Ministry of the Environment be advised that the City of Hamilton has no objection to Hotz Environmental Services receiving an amendment to their existing Provisional Certificate of Approval No. A100146 for a Waste Disposal Site (Processing) located at 239 Lottridge Street, Hamilton, provided that all environmental safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry of the Environment, and that all applicable City of Hamilton and Regional By-laws are complied with fully;
  - (b) That a copy of this report and the corresponding City Council resolution be submitted to the West Central Branch of the Ministry of the Environment for their consideration in the preparation of amendments to the existing Provisional Certificate of Approval.
  - (d) That the Ministry of the Environment be requested to forward a copy of the amended Provisional Certificate of Approval to the City of Hamilton and the Regional Municipality of Hamilton-Wentworth upon its completion.



1993 March 9

53. (a) That, subject to the Regional Council enacting a corresponding By-law change for violations on Regional roads, the following parking violation fines be increased effective 1993 July 1:
- overtime parking in time limit areas from \$6. to \$10.
  - overtime parking at meters from \$6. to \$8.
- (b) That the City Traffic By-law No. 89-72 be amended accordingly.
54. (a) That the City Garage function presently in the Treasury Department be considered for merger with the Fleet Services Division in the Public Works Department.
- (b) That the Chief Administrative Officer and the Director of Public Works report back to the Transport and Environment Committee and the Finance and Administration Committee with a recommendation on the organizational structure.
55. That the Chief Administrative Officer, the Director of Public Works and the Commissioner of Human Resources collaboratively work with Local 1041 and Local 5 to prepare a Feasibility Study for the Transport and Environment Committee's consideration to reduce the labour force in the Sanitation Division of Public Works by replacing the existing 3-man crew per garbage truck to a 2-man crew per garbage truck by 1993 December 31.
56. That leave be granted to introduce the following Bills:
- (a) **A-14** By-law to Incorporate Part 2, Plan 62R-11994 into Harbottle Court
- (b) **A-15** By-law to Incorporate Parts 2 & 4, Plan 62R-9048 into MacNab Street



**1993 March 9**

- (c) **A-16** By-law to Incorporate Parts 1 & 3, Plan 62R-9048  
into Jackson Street
- (d) **A-17** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (e) **A-18** By-law to Amend By-law No. 89-72 to Regulate Traffic
- (f) **A-19** By-law to Amend Traffic By-law No. 89-72, Parks By-law No. 89-74

**Respectfully Submitted,**

**Kevin C. Christenson**  
**Secretary**

**ALDERMAN H. MERLING, CHAIRMAN**  
**TRANSPORT AND ENVIRONMENT COMMITTEE**

**1993 March 1**











## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SIXTH** Report for 1993 and respectfully recommends:

1. That the existing encroachment policy adopted by City Council on 1975 April 29 be amended by the addition of the following sub-section to apply to park, woodlot, ravine, open space, hazard and other environmentally sensitive lands:
  - (a) That the Director of Property be authorized and directed to actively pursue and eliminate encroachments on park, ravine, open space and other environmentally sensitive/hazard lands by whatever means necessary.
  - (b) That the City's existing leases to adjacent property owners of municipal park, woodlot, ravine, open space and other environmentally sensitive/hazard lands be terminated upon sale of the adjacent owner's property.
  - (c) That no new leases be approved to legitimize encroachments onto park, woodlot, ravine, open space and other environmentally sensitive/hazard lands, except:
    - i. Previous City commitments negotiated in 1992,
    - ii. To prevent City lands from being lost by adverse possession,
    - iii. Unless expressly approved by the Parks and Recreation Committee and City Council.

Such leases approved as exceptions to this policy shall be subject to the City's conditions of approval including:

  - i. registration of the lease on title;
  - ii. recovery of the City's expenses, (costs of survey, documentation and registration) from the benefitting adjacent owner.
- (d) That the Provincial Assessment Department be directed to appropriately assess all public lands being leased from the City of Hamilton in order that taxation of these lands can commence in 1994.



1993 March 9

2. (a) That a Lease Agreement, duly executed by the applicants, Carmine and Elodia Pangia, and Nicholas and Connie Catalano on 1992 November 28, for a parcel of City owned land located at the rear of municipal number 80 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (b) That a Lease Agreement, duly executed by the applicants, Peter and Barbara Lucek, on 1992 December 2, for a parcel of City owned land located at the rear of municipal number 84 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (c) That a Lease Agreement, duly executed by the applicants, Nick and Mary Tomjenovic, on 1992 December 7, for a parcel of City owned land located at the rear of municipal number 88 Albion Falls Boulevard, containing 348.37 square metres (3,750 square feet) more or less, for the sum of \$1. plus applicable taxes be credited to Account No. CH44104 31106 (Rented Oblique Fees/Civic Properties Rented), for the purposes of landscaping only, to commence on the first day of the month following City Council's approval, be approved and completed.
- (d) That the Mayor and City Clerk be authorized and directed to execute the necessary documents.



1993 March 9

3. (a) That an Offer to Purchase (Easement) Agreement, executed by Regional Officials on 1993 February 18 and scheduled to close on or before 1993 May 21 for the purchase by the Region of a storm and sanitary sewer easement for the lands composed of part of Lot 9, Concession 8, formerly in the geographic Township of Barton, having a 4.5 metre width, more or less, containing 452.77 square metres (4,873.75 square feet) more or less, along the southerly limit of Part 5 on a preliminary plan prepared on 1992 July 6 by MacKay, MacKay & Peters Limited, for the sum of \$2., be approved and completed. The actual sale price of \$6,675. has been paid to the City of Hamilton by Rymal Square Developments Inc., the developers of Rymal Square Estates - Phase 3, and credited to Account No. CH4X501 00201 (Reserve for Parkland). Subject property forms part of Billy Sherring Park and is required by the Region for the installation of sewers.
- (b) That an Authority to Enter Agreement, in favour of the Region, dated 1993 February 18, to enter the above City land immediately for the construction of a sewer, be approved effective the day after City Council approval.
4. That \$6,000. be transferred from the Reserve for Parkland Acquisition Account No. CH00210 to the Crown Point East Park Account No. CF5590 628650001, revising the authorized cost of the Crown Point East park project from \$277,000. to \$283,000. to cover the costs of demolishing 122 Province Street North required for the Crown Point East Park Development.
5. (a) That the City Solicitor be authorized and directed to prepare a Lease Agreement in favour of the Hamilton Bay Sailing Club in accordance with the following terms:

Property: Basement and Compound of the Gartshore Thomson Building, Pier-4 Park.

Area: Basement: 1,100 square feet  
Compound: 5,900 square feet

Rental Rate: i. \$2,246. per annum.

ii. \$10,000. prepaid rent payable on execution of the Lease. This prepaid rent is to be applied to capital costs to renovate and to conform with Ontario Building Code requirements to allow the Hamilton Bay Sailing Club to be located in the Gartshore Thomson Building.



1993 March 9

Term: 1993 March 1 to 1994 November 30.

Operating Costs: The Tenant to pay all operating costs plus any realty taxes for the leased area, including and not limited to heat, hydro, maintenance costs and security system.

Renewal: The Tenant has the right to renew the Lease for a three (3) year period, rate and terms to be mutually agreed to prior to the expiry of the Lease.

(b) That the following clauses be contained in the Lease:

- i. That the Hamilton Bay Sailing Club is offering a service to the public and is open for public membership.
- ii. That the fenced in storage area is exclusively for the storage of club boats and not boats privately owned.
- iii. That City of Hamilton Staff have unrestricted access to the mechanical room at all times.
- iv. That the Club agrees to run a non-profit organization - open for public membership.
- v. That occasional vehicle access to the compound will be allowed as required solely for the purpose of trailering boats. No parking will be allowed in this area.
- vi. That the Club will submit a list of all members to the City each year of the agreement.
- vii. That access to the maintenance and mechanical room must be kept neat and tidy.
- viii. That the Club pay for their share of yearly security costs.
- ix. That the Club has no access to other areas of the building without the consent of the Lessor.

(c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.



1993 March 9

6. That approval be given for the selection of a City of Hamilton Lifeguard Team to compete in the Provincial Evaluation Competition promoting new higher levels of swimming skills, rescue effectiveness, first aid application and public safety awareness.
7. That the Department of Culture and Recreation support the program leadership for the 10th Annual Corporate Challenge sponsored by the Hamilton and District Chamber of Commerce, 1993 June 13.
8. That the International Children's Olympics perspectus, previously circulated to City Council Members, be approved for presentation to the International Children's Olympic Committee outlining the planning commitment by the City of Hamilton for the lead-up participation in 1993 and the Hosting in 1994.
9.
  - (a) That the Park Development and Redevelopment projects as outlined in Appendix "A" appended hereto, be approved for implementation in 1993, in accordance with the level of funding approved in the 1993 capital budget.
  - (b) That the overall Park Development and Redevelopment Programme as outlined in Appendix "B" appended hereto, be approved for phased implementation in accordance with future capital funding allotments established in the 1993 - 2002 Capital Budget.
10.
  - (a) That the development concept for Turner Park as outlined in Appendix "C", appended hereto, be approved for phased implementation.
  - (b) That staff be authorized to seek the approval of the Township of Glanbrook to rezone that portion of Turner Park which is in Glanbrook, as outlined in Appendix "D", appended hereto, to permit its development as an active recreational site.
11.
  - (a) That the Manager of Purchasing be authorized to call for tenders for the supply and installation of the pier structure at Pier-4 Park as indicated on the Pier-4 Park Master Plan concept at an estimated cost of \$565,000. plus a \$70,000. contingency.
  - (b) That this project be funded from Account No. CF41925 4004, Harbourfront Remediation - Stage 1.



**1993 March 9**

12. That a purchase order be issued to Trystan, a Division of Date Industries, Ayr, in the amount of \$56,752. to supply and deliver seventy-five (75) Park Benches for Harbourfront Park, being the lowest of five tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Harbourfront Park Remediation-Stage 2 Account No. CF5200 419254003.

**Respectfully Submitted,**

**Kevin C. Christenson**  
**Secretary**

**ALDERMAN T. JACKSON, CHAIRPERSON**  
**PARKS AND RECREATION COMMITTEE**

**1993 March 2**



Appendix "A" as referred to in  
Section 9 of the SIXTH Report  
of the Parks and Recreation  
Committee for 1993

PARK DEVELOPMENT AND REDEVELOPMENT PROGRAM  
1993

PROJECT NAME	1992 FUNDING ALLOTMENT (\$1,200,000.00)	1993 FUNDING ALLOTMENT (\$900,000.00)	FUTURE FUNDING REQUIREMENT
1 Andy Warburton Park	\$19,000.00	\$10,012.00	
2 Central Park	\$26,000.00	\$14,420.00	\$195,025.00
3 Gage Park - Bandshell Seats	\$37,700.00	\$20,909.00	\$80,291.00
4 Gershome Park	\$128,400.00	\$120,425.00	\$17,000.00
5 HAAA - Spray Facility	\$54,000.00	\$23,683.00	
6 J.C. Beemer Park	\$13,000.00	\$8,885.80	\$168,830.20
7 Kennedy East Park	\$131,800.00	\$73,130.00	
8 Leaside Park	\$34,600.00	\$23,690.00	
9 Mountview Park	\$66,800.00	\$36,977.00	
10 Mount Lions Park	\$95,400.00	\$52,834.00	
11 Montgomery	\$162,500.00	\$90,125.00	\$219,656.00
12 Park Signage	\$16,300.00	\$8,961.00	\$70,715.00
13 Perimeter Tree Planting	Complete Phase 2 \$37,700.00	\$20,909.00	\$321,810.13
14 Pipeline	Annual Program \$26,000.00	\$14,420.00	\$190,634.79
15 Rosedale Neighbourhood	Multi Phase Program \$16,300.00	\$18,209.15	\$345,973.85
16 Sam Manson Park	\$29,000.00	\$30,201.00	
17 Shawinigan Park	\$13,000.00	\$9,865.30	\$187,440.70
18 Trenholme Park	\$164,300.00	\$91,155.00	
19 Wm. Schwenger Park	\$59,000.00	\$41,754.00	
Total Page 1	\$1,130,800.00	\$710,565.25	\$1,797,376.67

\*Note - Projects completed in 1992 are not shown on this list.

\*Note - The figures represented in these tables are ESTIMATES for construction.  
Actual project costs may vary. Surplus funds are returned to the 5% Parks  
Fund through reports to Parks & Recreation Committee. Shortfalls are  
carried over into subsequent years.



## Park Development and Redevelopment 1993 (Cont'd)

NEW PROJECTS	1992 FUNDING ALLOTMENT	1993 FUNDING ALLOTMENT (\$900,000.00)	FUTURE FUNDING REQUIREMENT
20 Austin Park	\$5,200.00	\$6,900.00	
21 Beulah Park			\$4,284.00
22 Berrisfield Park		\$10,000.00	not available \$170,000.00
23 Bow Valley			\$14,000.00
24 Broughton East Nghd.			not available \$170,000.00
25 Bruleville Nature Park			\$3,506.00
26 Bruleville Park		\$6,000.00	
27 Captain Cornelius Park			\$19,492.00
28 Churchill Park - Phase I		\$15,000.00	not available \$170,000.00
29 Eastmount Park			not available \$150,000.00
30 Eleanor Park		\$15,905.88	\$160,826.12
31 Gilkson Park		\$23,185.89	\$234,435.11
32 Glow Park		\$89,585.00	
33 Gourley Park		\$16,455.96	\$166,388.04
34 Hill Street Park			\$19,378.00
35 Inch Park		\$6,402.02	\$47,935.98
36 Mahoney Park			\$4,048.00
37 Powell Park			not available \$180,000.00
38 Randall Park			\$27,850.00
39 Red Hill Bowl Park			not available \$100,000.00
40 Thorner Park			\$21,500.00
41 Wm. McCulloch Park			not available \$100,000.00
42 Woodward Park			\$363,757.00
43 Misc, i.e. lighting, safety			\$116,791.63
Total Page 2	\$5,200.00	\$189,434.75	\$2,244,191.88
Total Page 1 & 2	\$1,136,000.00	\$900,000.00	\$4,041,568.55

Increased Maintenance Cost

\$21,500.00

\*Note - The figures represented in these tables are ESTIMATES for construction. Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.



Appendix "B" as referred to in  
Section 9 of the SIXTH Report  
of the Parks and Recreation  
Committee for 1993

PARK DEVELOPMENT AND REDEVELOPMENT  
1993 - 2002  
(Assume an Annual 3% Inflation Factor)

PROJECT NAME	1993 Funding Allotment	Future Funding Allotment	'94 Funding Allotment (\$600,000.00)	'95 Funding Allotment (\$700,000.00)	'96 Funding Allotment (\$800,000.00)	'97 Funding Allotment (\$900,000.00)	'98 Funding Allotment (\$900,000.00)	'99 Funding Allotment (\$900,000.00)	2000 Funding Allotment (\$900,000.00)	2001 Funding Allotment (\$900,000.00)	2002 Funding Allotment (\$900,000.00)
1 Andy Warhuton Park	\$10,012.00										
2 Central Park	\$14,420.00	\$195,025.00	\$30,131.36	\$33,766.41	\$40,981.73	\$47,758.94	\$47,581.79	\$15,476.60			
3 Gage Park-Bandshell Seats	\$20,909.00	\$80,291.00	\$12,404.96	\$13,901.49	\$16,872.01	\$19,662.16	\$19,589.23	\$6,371.66			
4 Gershome Park	\$120,425.00	\$17,000.00	\$17,510.00								
5 HAAA - Spray Facility	\$23,683.00										
6 J.C. Becker Park	\$8,885.80	\$168,830.20	\$26,084.27	\$29,231.07	\$35,477.26	\$41,344.19	\$41,190.84	\$13,397.86			
7 Kennedy East Park	\$73,130.00										
8 Leaside Park	\$23,690.00										
9 Mountview Park	\$36,977.00										
10 Mount Lions Park	\$52,834.00										
11 Montgomery	\$90,125.00	\$219,656.00	\$33,936.85	\$38,030.99	\$46,157.58	\$53,790.73	\$53,591.21	\$17,431.25			
12 Park Signage	\$8,961.00	\$70,715.00	\$25,000.00	\$25,000.00	\$25,000.00				\$45,000.00	\$45,000.00	\$45,000.00
13 Perimeter Tree Planting	\$20,909.00	\$321,810.13	\$30,000.00	\$35,000.00	\$40,000.00	\$45,000.00	\$45,000.00	\$26,500.00	\$27,000.00	\$27,500.00	\$28,000.00
14 Pipeline	\$14,420.00	\$190,634.79	\$17,000.00	\$20,000.00	\$25,000.00	\$25,000.00	\$26,000.00	\$26,500.00			
15 Rosedale Neighbourhood	\$18,209.15	\$345,973.85	\$53,452.96	\$59,901.52	\$72,701.48	\$84,724.23	\$84,409.98	\$27,455.46			
16 Sam Manson Park	\$30,201.00										
17 Shawinigan Park	\$9,865.30	\$187,440.70	\$28,959.59	\$32,453.27	\$39,388.00	\$45,901.65	\$45,731.39	\$14,874.74			
18 Trenholme Park	\$91,155.00										
19 Wm. Schwenger Park	\$41,754.00										
Total Page 1	\$710,565.25	\$1,797,376.67	\$274,479.99	\$287,284.77	\$341,578.07	\$363,681.89	\$363,094.45	\$166,507.56	\$72,000.00	\$72,500.00	\$73,000.00

\*Note - The figures represented in these tables are ESTIMATES for construction.  
Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.



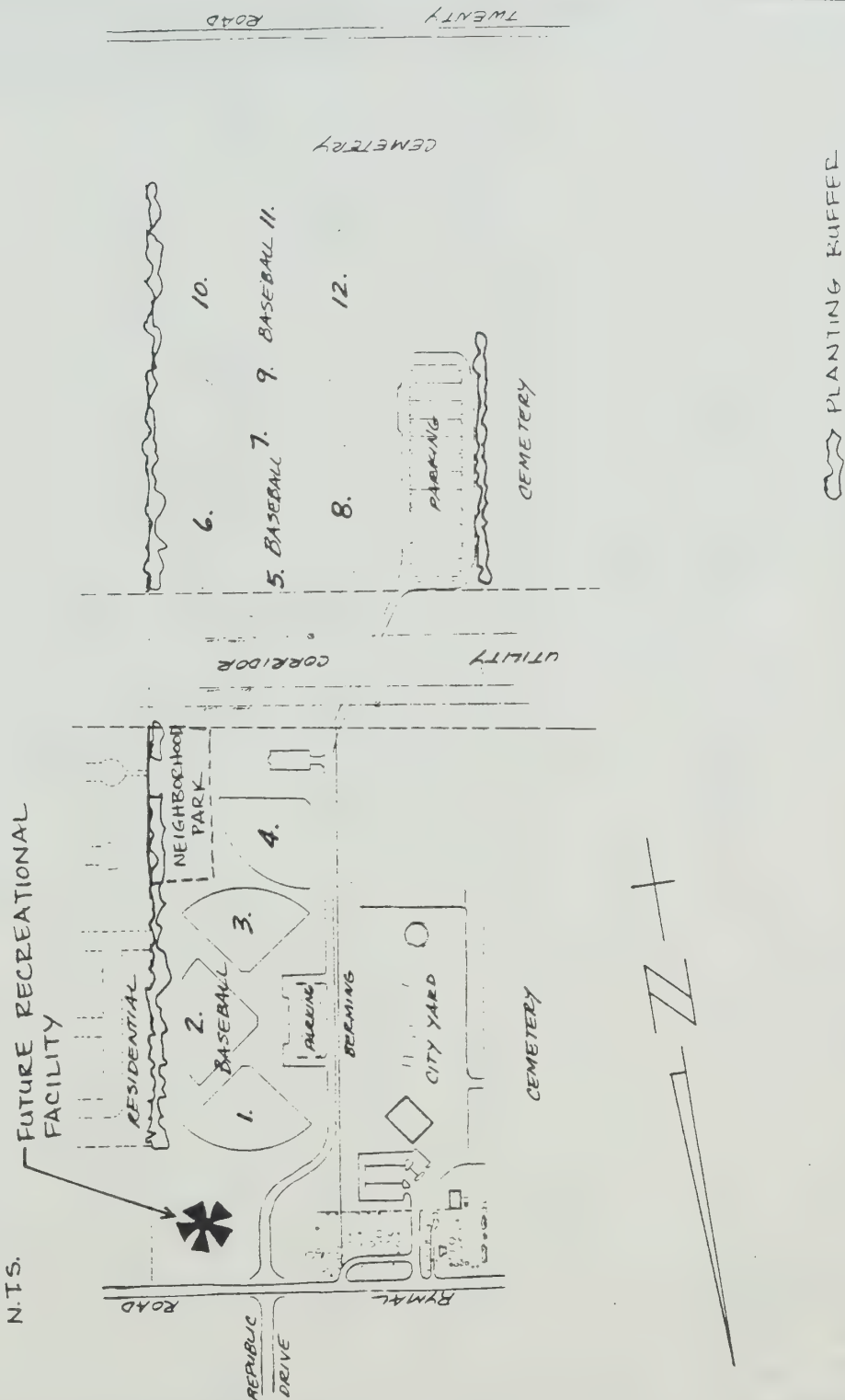
Park Development and Redevelopment 1993-2002 (Cont'd)											
PROJECT NAME	1993 Funding Allotment (\$6,900.00)	Future Funding Allotment	'94 Funding Allotment (\$600,000.00)	'95 Funding Allotment (\$700,000.00)	'96 Funding Allotment (\$800,000.00)	'97 Funding Allotment (\$900,000.00)	'98 Funding Allotment (\$900,000.00)	'99 Funding Allotment (\$900,000.00)	2000 Funding Allotment (\$900,000.00)	2001 Funding Allotment (\$900,000.00)	2002 Funding Allotment (\$900,000.00)
20 Austin Park											
21 Beulah Park		\$4,284.00		\$4,544.00							
22 Bernisfield Park	\$10,000.00	not available		\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
23 Bow Valley		\$14,000.00	\$14,420.00								
24 Broughton East Nghd.		not available		\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
25 Bruleville Nature Park		\$3,506.00		\$3,719.52							
26 Bruleville Park	\$6,000.00										
27 Captain Cornelius Park		\$19,492.00	\$20,076.76								
28 Churchill Park - Phase I	\$15,000.00	not available		\$34,627.78	\$42,027.15	\$48,977.25	\$48,795.58	\$15,871.41			
29 Eastmount Park		not available		\$30,553.92	\$37,082.78	\$43,215.22	\$43,054.93	\$14,004.18			
30 Eleanor Park	\$15,905.88	\$150,000.00	\$160,826.12	\$27,845.25	\$33,795.32	\$39,384.10	\$39,238.02	\$12,762.68			
31 Gilkoon Park	\$23,185.89	\$234,435.11	\$36,220.22	\$40,589.83	\$49,263.20	\$57,409.93	\$57,196.99	\$18,604.07			
32 Glow Park	\$89,585.00										
33 Gourley Park	\$16,455.96	\$166,388.04	\$25,706.95	\$28,808.24	\$34,964.08	\$40,746.14	\$40,595.01	\$13,204.06			
34 Hill Street Park		\$19,378.00		\$20,558.12		\$11,738.86	\$15,388.58				
35 Inch Park	\$6,402.02	\$47,935.98	\$7,406.11	\$8,299.58	\$10,073.06						
36 Mahoney Park		\$4,048.00		\$4,294.52							
37 Powell Park		\$180,000.00	\$27,810.00	\$31,165.00	\$37,824.44	\$44,079.52	\$43,916.03	\$14,284.27			
38 Randall Park		\$27,850.00	\$28,685.50								
39 Red Hill Bowl Park		not available	\$15,450.00	\$17,313.89	\$21,013.58	\$24,488.62	\$24,397.79	\$7,935.70			
40 Thorne Park		\$100,000.00	\$22,145.00								
41 Wm. McCulloch Park		not available		\$20,369.28	\$24,721.86	\$28,810.14	\$28,703.28	\$9,336.12			
42 Woodward Park		\$363,757.00	\$87,751.83	\$55,770.75	\$68,602.15	\$84,513.84	\$83,028.16	\$19,702.83			
43 Misc. i.e. lighting, safety		\$116,791.63	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00
Total Page 2	\$189,434.75	\$2,244,191.88	\$325,520.01	\$412,715.23	\$458,421.94	\$536,318.11	\$536,905.54	\$172,448.14	\$15,000.00	\$15,000.00	\$15,000.00
Total Page 1 & 2	\$900,000.00	\$4,041,568.55	\$600,000.00	\$700,000.00	\$800,000.00	\$900,000.00	\$900,000.00	\$338,955.70	\$87,000.00	\$87,500.00	\$88,000.00

\*Note - The figures represented in these tables are ESTIMATES for construction.

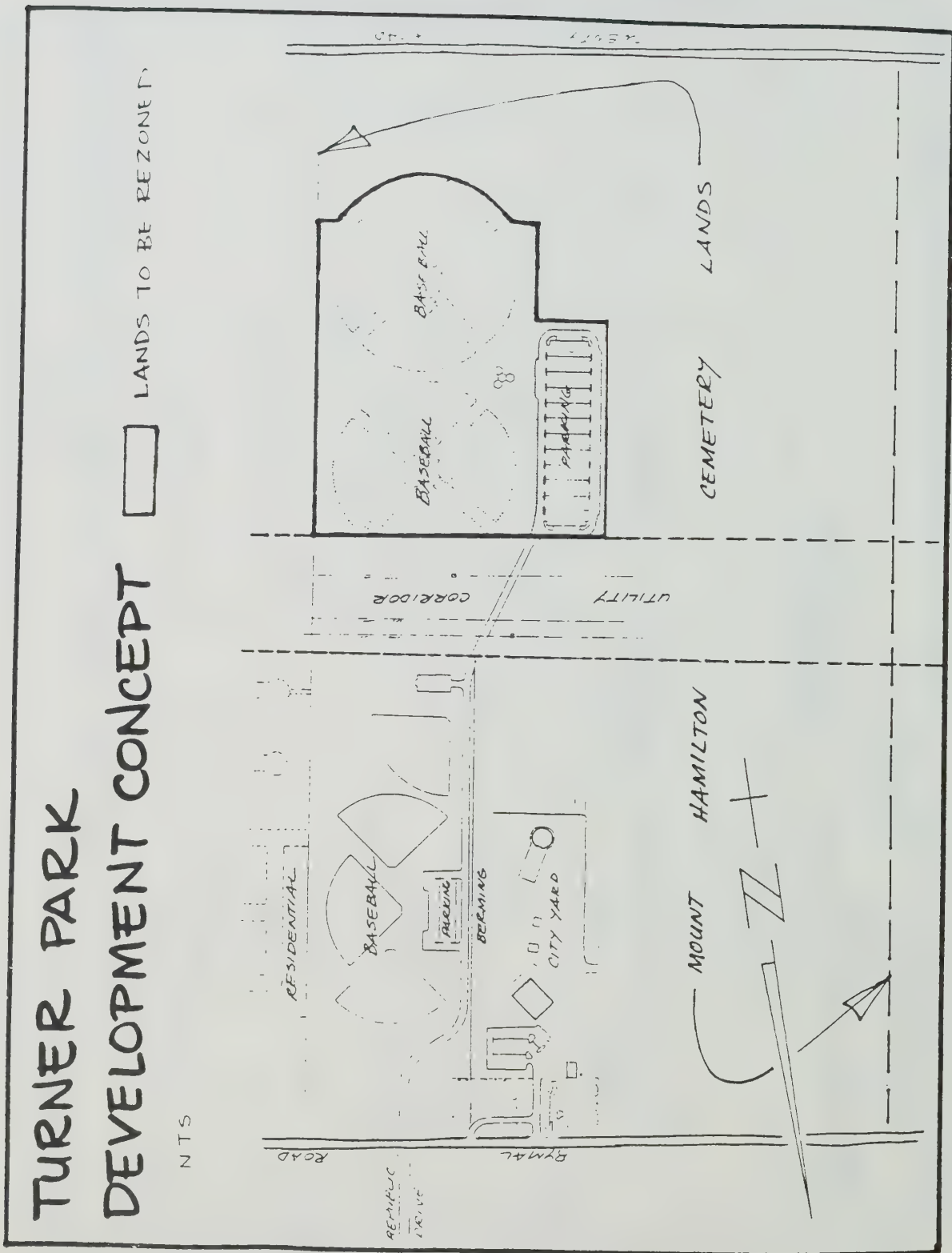
Actual project costs may vary. Surplus funds are returned to the 5% Parks Fund through reports to Parks & Recreation Committee. Shortfalls are carried over into subsequent years.



## N. I. S.

















1993 March 9

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIFTH** Report for 1993 and respectfully recommends:

1. That the City Solicitor be authorized to make an application for special legislation to authorize a penalty section for the Zoning By-law No. 6593 and the Property Standards By-law 74-74.
2. That approval be given to the following Neighbourhood Plan amendments: (Appendices A to Q previously forwarded to Council under separate cover)
  - (a) That the approved Corktown Neighbourhood Plan be amended by designating a portion of the road allowance known as Beckley Street, as shown on Appendix "A" as Block "1", to "Commercial";
  - (b)
    - i. That the approved Sheldon/Mewburn (West) Neighbourhood Plan be amended by realigning the eastern boundary to the centre of West Fifth Street, as shown on Appendix "B";
    - ii. That the approved "Sheldon/Mewburn (West)" Neighbourhood Plan be renamed to "Sheldon";
    - iii. That the approved "Mewburn (East)" Neighbourhood Plan be renamed to "Mewburn";
  - (c) That the approved Kennedy West Neighbourhood Plan be amended by realigning the western boundary to the centre of Garth Street and its proposed extension, as shown on Appendix "C";
  - (d) That the approved Eleanor Neighbourhood Plan be amended by redesignating the lands as shown on Appendix "D" as Block "1", from "40' Sewer Easement & Walkway" to "Single & Double";



1993 March 9

- (e) That the approved Templemead Neighbourhood Plan be amended by redesignating the lands at 1526 Upper Ottawa Street, as shown on Appendix "E" as Block "1", from "Low Density Apartments" to "Attached Housing";
  - (f) That the approved Gibson Neighbourhood Plan be amended by redesignating that lands at 37 and 39 Aikman Avenue, as shown on Schedule "F" as Block "1", from "Commercial" to "Medium Density Apartments";
  - (g) That the approved Greenford Neighbourhood Plan be amended by redesignating the lands at 2825 King Street East, as shown on Appendix "G" as Block "1", from "Medium Density Apartments" to "Civic and Institutional".
  - (h) That the Crerar Neighbourhood Plan be amended by redesignated the lands at 291, 293, 295, 297 and 299 Crerar Drive as shown on Appendix "H" from "Commercial" to "Single and Double"; and,
  - (i) That the following Neighbourhood Plans, as shown on Appendices "I" to "Q", be amended by changing the "single & double & attached housing" designation to separate designations ie "single & double" and "attached housing":
    - Central                      • Corktown                      • Crown Point West
    - Durand                      • Gibson                      • Keith
    - St. Clair                      • Stinson                      • McAnulty
3. (a) That the 1993 Operating Budget of the Westdale Village B.I.A. (attached as Appendix "R") be approved in the amount of twenty-five thousand dollars (\$25,000.); and,
- (b) That the City Treasurer be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220, the Municipal Act, R.S.O. 1990, to levy the 1993 budget as referenced in (a) above; and,
- (c) That the following Schedule of Payments for 1993 be approved:
- |             |           |
|-------------|-----------|
| March 1     | \$12,500. |
| September 1 | \$12,500. |

NOTE: 1992 Levy Arrears will be deducted from the two payments for 1993.



1993 March 9

4. (a) That By-law No. 92-074 appointing the Westdale Village B.I.A. Board of Management be amended to delete the following names:
- |              |                      |
|--------------|----------------------|
| Cathy Young  | Westdale Food Shoppe |
| Pat Hubbard  | Copies Plus          |
| Cynthia Dika | The Colour Studio    |
| Adam Yoo     | Grandma Lees         |
- (b) That in accordance with the provisions of subsections 6 and 8 of Section 220 of the Municipal Act, R.S.O. 1990, City Council appoint the following persons to hold office as a member of the Westdale Village B.I.A.:
- |             |            |
|-------------|------------|
| Bob Basadur | Cottonwood |
| Dan Upsdell | Oddities   |
- (c) That the City Solicitor be authorized and directed to amend By-law No. 92-074 pursuant to (a) and (b) above.
5. That Item 3(a) of the Twentieth Report of the Planning and Development Committee approved by City Council at its meeting held 1992 November 24 be amended to read:
- (a) That the International Village Business Improvement Area boundaries be expanded to include the following:
- Both sides of King William Street from Mary to Wellington Streets
  - The east side of Mary Street from King to King William Streets
  - Both sides of Ferguson Avenue from King to King William Streets
  - The west side of Wellington Street from King William to Main Streets
  - Spring Street from King and Main Streets
  - Walnut Street from King to King William Streets; and,
- (b) That the City Clerk's Department be authorized and directed to circularize the existing B.I.A. membership and the proposed expansion area with the notice of intent to expand the boundaries of the B.I.A. and pass a new by-law in accordance with Section 220 of the Municipal Act; and,
- (c) That the Law Department be authorized and directed to prepare the necessary by-law.



1993 March 9

6. (a) That By-law No. 92-058 appointing the Downtown Hamilton B.I.A. Board of Management be amended to delete the following names:  

Marcel Mongeon	Royal Connaught Hotel
Greg Gouthreau	Hamilton Holiday Inn
Al Spadero	Central Guaranty Trust
- (b) That in accordance with the provisions of subsections 6 and 8 of Section 220 of the Municipal Act, R.S.O. 1990, City Council appoint the following person to hold office as a member of the Downtown Hamilton B.I.A.:  

Jean Edwards	Hamilton Holiday Inn
--------------	----------------------
- (c) That the City Solicitor be authorized and directed to amend By-law 92-058 pursuant to (a) and (b) above.
7. That the Building Commissioner be authorized to issue Demolition Permits for:
  - (a) 1110 Upper James Street
  - (b) 19 Limeridge Road East
  - (c) 62 Limeridge Road East
  - (d) 266 Limeridge Road East
8. That City Initiative 92-H, for a modification to the established "D" (Urban Protected Residential, One and Two-Family Dwellings, Townhouses, etc.) District regulations, to permit a public parking area (five spaces), for property located at part of No. 96 Mary Street (Beasley Park), as shown on the attached map marked as Appendix "S", be denied for the following reasons:
  - (a) It conflicts with the intent of the Official Plan, which designates the subject lands "Central Policy Area"; and with the Approved Beasley Neighbourhood Plan, which designates the subject lands "Park and Recreational". In this regard, land uses within areas designated "Central Policy Area" are to be detailed through Approved Neighbourhood Plans. The intent of the Approved Neighbourhood Plan is that the subject lands be used for "Park and Recreational" purposes;



1993 March 9

- (b) From a planning perspective, to permit public parking on lands designated and acquired for park purposes is not appropriate; particularly since a number of feasible alternatives for the proposed parking area, which do not involve the use of parkland and which could be more secure and more accessible to users, have been identified; and,
  - (c) Approval of this City Initiative could encourage other similar proposals, which if approved, could undermine the intent of the Official Plan and the Approved Neighbourhood Plan with respect to the development of designated parkland.
9. That the Building Commissioner be authorized to assign a Loans Officer from the Loans Division to operate out of the B.I.A. site office on Barton Street on a part-time basis to better promote the existing loan programmes.
10. That in regard to the development of the Hamilton Go Transit Centre at 36 Hunter Street, Go Transit be requested to address the following:
- (a) Alternative designs of the Hunter Street frontage should be reviewed to address the pedestrian spaces, vehicular movements and related details which are within the project property and the Hunter Street road allowance;
  - (b) The proposed ramp and reconstructed steps at Hughson and Haymarket Streets should include a canopy as an extension of the Transit Centre roof structures and the appropriate agreements be provided;
  - (c) The pedestrian waiting areas adjacent to the parked bus areas should be considered to be climate controlled waiting areas;
  - (d) The pedestrian canopy interface between the project and the bridges at John and James Street should interconnect and provide a continuous covered fully accessible pedestrian walkway with appropriate agreements for construction within the road allowances;
  - (e) Pedestrian paving patterns within the projects should be integrated with pedestrian movements crossing the driveways at James and John Streets with appropriate agreements for construction within the road allowance;



1993 March 9

- (f) The interface of stairs and connections from the train and bus platforms to the adjacent sidewalks on James and John Streets should be designed fully accessible with safety considerations and improved lighting, with appropriate agreements for any construction or features within the road allowances; and,
  - (g) The Issues Paper, Appendix "T" and the Comments on the Go Station, Appendix "U" should be re-examined to incorporate detailed concerns previously noted.
  - (h) Updated plans should be submitted for review and comment.
11. (a) That the Commission on Planning and Development Reform be requested to clarify and resolve their proposals for reform of the planning system as outlined in Appendix "V"; and,
- (b) That the City Clerk be requested to forward this report to the Sewell Commission and Hamilton-Wentworth Region.
12. That approval be given to Zoning Application 92-46, Mr. G. Sebastian Inc., owner, requesting a modification to the established "M-14" (Prestige Industrial) District regulations, to permit an auto repair garage within the existing building, for the property located at No. 10 Hempstead Drive, Unit # 6, as shown on the attached map marked as Appendix "W", on the following basis:
- (a) That the "M-14" (Prestige Industrial) District regulations, as contained in Section 17F of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as special requirement:
    - i. That notwithstanding Section 17F(1)(b) of Zoning By-Law No. 6593, a motor vehicle repair shop except a paint and autobody repair shop shall be permitted;
  - (b) That the amending By-law be added to Section 19B of Zoning By-Law No. 6593 as Schedule S-1124a, and that the subject lands on Zoning District Map E-59D be notated S-1124a;
  - (c) That the City Solicitor be directed to prepare a By-Law to amend Zoning By-law No. 6593 and Zoning District Map E-59D for presentation to City Council; and,



1993 March 9

- (d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
13. That approval be given to Zoning Application 92-50, David John Armstrong, owner, requesting a change in zoning from "HH" (Restricted Community Shopping and Commercial) District modified, to "G-4" (Designed Neighbourhood Shopping Area) District modified, to permit a neighbourhood shopping plaza including a gas bar, for lands located at the south-west corner of Upper Sherman Avenue and Limeridge Road East, as shown on the attached map marked as Appendix "X", on the following basis:
- (a) That By-law No. 91-206 and By-law No. 92-046 be repealed in their entirety;
  - (b) That the subject lands be rezoned from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District;
  - (c) That the "G-4" (Designed Neighbourhood Shopping Area) District regulations as contained in Section 13D of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
    - i. That notwithstanding Section 13D(1)B, a gas bar shall be permitted;
    - ii. That a landscaped strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire westerly and southerly lot lines.
  - (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1305, and that the subject lands on Zoning District Maps E-27A and E-27-B be notated S-1305;
  - (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-27A and E27-B for presentation to City Council;
  - (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.



1993 March 9

14. A. That approval be given to amended City Initiative 91-G, for a general text amendment to Zoning By-law No. 6593, as amended by By-law No. 92-281, to further modify the front yard parking requirements for single and two-family dwellings, on the following basis:

(a) That Section 7 of By-law No. 92-281 be further modified as follows:

- i. Clause 19(1)(v)(1) be amended by deleting the words 'required area for parking' and replacing it with the words 'area for parking, manoeuvring, and access driveway' so the clause reads as follows:

"it may be located in a required front yard provided that the area for parking, manoeuvring and access driveway shall not occupy more than 50% of the gross area of the front yard"

- ii. Clause 19(2)(vi)(1) be amended by deleting the words 'required area for parking' and replacing it with the words 'area for parking, manoeuvring, and access driveway' so the clause reads as follows:

"it may be located in a required front yard provided that the area for parking, manoeuvring and access driveway shall not occupy more than 50% of the gross area of the front yard."

(b) That Section 8 of By-law No. 92-281 be further modified as follows:

- i. Clause 18A.(14a) be amended by adding the word "required" between the words 'a' and 'front' and to add the following words at the end of the Clause "and not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers, or other similar materials" so the entire clause reads as follows:

"Except for single-family dwellings and two-family dwellings erected prior to the 14th day of December 1971, no part of a required parking area in a residential district shall be located in a required front yard and not less than 50% of the gross area of the front yard shall be used for a landscaped area excluding concrete, asphalt, gravel, pavers, or other similar materials."



1993 March 9

- ii. Clauses 18A (14b) and 18A.(14b)(i) be amended by deleting the word "required" between the number '1971,' and the word 'parking' and deleting the word "required" between the words 'the' and 'area' so the entire clause reads as follows:

"For single-family dwellings and two-family dwellings erected prior to the 14th day of December 1971, parking may be provided and maintained in the front yard provided that:

- i. the area for parking shall not occupy more than 50% of the gross area of the front yard; and,...."
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,
- (d) That the proposed changes to the Zoning By-law are in conformity with the Official Plan for the Hamilton Planning Area.

- B. That Item 1B of the Seventeenth Report of the Planning and Development Committee for 1992 be deleted and replaced as follows:

"That the Transport and Environment Committee be requested to direct the Traffic Department to amend the Council adopted "Policy respecting Boulevard Parking for One, Two and Three-Family Dwellings" to require a minimum of 50% of the boulevard area be provided and maintained as a landscaped area."

- 15. That Zoning Application 92-14, Rainy Gaglani, owner, requesting a modification to the established "C" (Urban Protected Residential, etc.) District to permit expansion of a residential care facility from six (6) to ten (10) residents within the existing building, for property located at No. 121 Ivon Avenue, as shown on the attached map marked as Appendix "Y", be denied for the following reasons:

- (a) It conflicts with one of the primary goals of the Residential Care Facilities By-law to provide the residents of such facilities with an opportunity to live in an environment that closely approximates a family situation. This proposal represents a 66.6% increase in the number of residents (6 to 10 residents), permitted in a "C" (Urban Protected Residential, etc.) District.



1993 March 9

- (b) Approval of this application would encourage other similar applications which, if approved, would undermine the intent of the Residential Care Facilities By-law.
  - (c) The Department of Social Services has advised that there would not seem to be a need for additional beds, in that there are approximately 213 vacant beds available in the system.
16. That Zoning Application 92-08, Faith Evangelical Lutheran Church of Hamilton, owner, requesting changes in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District modified (Block "1") and to "H" (Community Shopping and Commercial, etc) District modified (Block "2"), and for a modification to the "H" (Community Shopping and Commercial, etc.) District (Block "3"), to permit development of the rear portion of the subject lands for a three (3) storey, 32 unit senior citizen's non-profit multiple dwelling (apartment building) in conjunction with the existing church, for property located at No. 1907 King Street East, as shown on the attached map marked as Appendix "Z", be denied for the following reason:

It would be incompatible and out of character with established single-family residential development in the immediate area in terms of height, bulk, and arrangement of the proposed building.

17. (a) That an Agreement between Canadian Pacific Limited and The Corporation of the City of Hamilton and Glendale Realty Holdings Limited, authorizing the City and Glendale to use a portion of C.P. lands lying east of Glendale Avenue North between Primrose Avenue and Barton Street, as shown cross-hatched on Appendix "AA" attached hereto, to provide truck access to Glendale Spinning Mills, for a period of ten years, commencing on March 1, 1993, subject to termination by any party giving ninety (90) days' written notice of termination to the other parties without liability for damages or compensation by reason of such termination, at an annual rental of \$815. per year for the initial five (5) years of the term and \$1,200. per year for years (6) to ten (10), be approved, with the costs charged to Account No. 5740 52010 (General Maintenance, Railway Crossings).
- This agreement is subject to the following condition:
- i. C.P. making certain changes to its trackage to accommodate the occupation by the City of the Access Lands with the City being responsible for all costs associated thereto.



1993 March 9

- (b) That an Agreement between Glendale Realty Holdings Limited and The Corporation of the City of Hamilton, regarding the use of C.P. lands being occupied, in order to minimize the use of Primrose Avenue and Glendale Avenue by trucks, be prepared in a form satisfactory to the Director of Public Works, Director of Property and City Solicitor.
- (c) That the Mayor and City Clerk be authorized to execute all necessary agreements.

18. That leave be granted to introduce the following Bills:

- (a) Bill C-20 By-law to amend Zoning By-law No. 6593 respecting lands located Municipal Nos. 290-296 Victoria Avenue North
- (b) Bill C-21 By-law to establish Site Plan Control respecting lands located at Municipal Nos. 290-296 Victoria Avenue North
- (c) Bill C-22 By-law to amend Zoning By-law 6593 as amended by Zoning By-law No. 91072 respecting lands located on the West side of Upper Wellington Street, in the area south of the Mountain Freeway
- (d) Bill C-23 By-law to amend Zoning By-law No. 6593 as amended by By-law No.89-245 respecting lands located at Municipal Nos. 250 and 252 Gibson Avenue North
- (e) Bill C-24 By-law to amend Zoning By-law No. 6593 as amended by By-law No. 90-181 respecting lands located at Municipal Nos. 1610, 1614, 1620 and 1626 Upper Gage Avenue
- (f) Bill C-25 By-law to Repeal Zoning By-law No. 92002 respecting lands located at Municipal No. 126 Lilacside Drive.

RESPECTFULLY SUBMITTED,

ALDERMAN D. DRURY, CHAIRPERSON  
PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary  
1993 March 3



1993 March 9

Appendix "R" as referred to  
in Section 3 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993

**1993 BUDGET**

<b>Advertising (including 2 sidewalk sales, and September Festival)</b>	<b>\$7,500.</b>
<b>Festival and Promotion</b>	<b>12,000.</b>
<b>Flower Program</b>	<b>2,500.</b>
<b>Meetings</b>	<b>1,000.</b>
<b>Financial Charges</b>	<b>400.</b>
<b>Insurance</b>	<b>1,600.</b>
<b><u>TOTAL</u></b>	<b><u>\$25,000.</u></b>

**Authorized December 14, 1992 General Meeting**



1993 March 9

Appendix "S" as referred to  
in Section 8 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993



Legend



Site of the Application



1993 March 9

Appendix "T" as referred to  
in Section 10 (g) of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993

**ISSUES PAPER**

This paper is a list of issues identified by the Advisory Committee on GO Transit. It pertains to the land surrounding the TH&B Station; however, there are issues linking to the station itself and these, too, are included in this document.

1. Vehicular Traffic

- The function of Hughson Street in terms of vehicle and pedestrian use is a major issue and must be resolved.
- Baillie Street is a quiet cul-de-sac in the middle portion of Corktown Neighbourhood. GO is proposing an access from Baillie Street to its eastern parking lot (for its tenants). There is concern this access will increase traffic volumes to an unacceptable level in Corktown Neighbourhood and on Baillie Street.<sup>1</sup>
- Traffic control should be reviewed along John Street in the vicinity of Augusta Street due to concern about bus access to John Street from the GO Centre.
- GO Centre signs should be posted on the arterial roads to help keep traffic off the neighbourhood streets.
- Haymarket Street may be used as an alternate access to the bus area at the rear of the station. Should this happen, traffic levels in Corktown Neighbourhood will increase. Vehicle movement around the station, including Haymarket Street should be fully studied.

2. Pedestrian Traffic

- It is anticipated that pedestrian traffic in the area of the GO Station will increase. A thorough study of pedestrian and vehicular traffic in the area of John, Jackson, James and Augusta Streets, including links to the downtown core, should be undertaken.
- Facilitating pedestrian crossing of Hunter Street must be addressed as the volumes of traffic on Hunter Street will make the pedestrian crossing of Hunter Street difficult. Pedestrian crossing of Hunter Street is important because:

---

<sup>1</sup> As of October 16, 1992, GO Transit has informed the Planning Department, in writing, that this access via Baillie Street is no longer being considered.



1993 March 9

- a) the major east-west HSR routes are on King and Main Streets; and,
- b) the Hughson corridor will provide a main access to the downtown core and Gore Park.
- Secondary pedestrian routes should be established east and west along Hunter Street.

3. Parking

- It is GO Transit's intention to establish the Hamilton GO Centre as a service point for persons accessing Hamilton via public transit. In this regard, long-term commuter parking will not be provided by GO Transit in the vicinity of the station; that function is fulfilled by the Aldershot Station in Burlington. In light of this philosophy, the provision of other parking facilities in the area should be reviewed as some members of the Advisory Committee felt additional parking facilities should not be provided in the area. It should be noted that other members of the Committee felt that parking facilities in this area of Hamilton should be increased.
- Lighting in the two parking lots at the western and eastern ends of the station should be directed away from the neighbourhood residential areas.
- Parking controls in Corktown Neighbourhood should be reviewed in order to prevent long-term on-street parking.
- The property currently owned by the City, at the north-east corner of Hughson and Hunter Streets known as the former Health Building, is proposed for redevelopment by the Parking Authority. Redevelopment of this property should incorporate urban design principles to add to the area around the station.
- The design of any new building, either public or private, on this site should be reviewed in order to address urban design and streetscaping issues vis-a-vis the GO Centre.

4. Accessibility

- Wheelchair access, at grade, with level crossings, should be provided in the station and at the bus terminal.
- Street corners must be accessible (level crossings). Crossings should not impede the movement of either physically disabled persons or the visually impaired.
- Wheelchair access to the bus terminal at Hughson Street South and Haymarket Street should be provided.



1993 March 9

- The steps and access from Haymarket Street should be designed as a generous and inviting space.

5. GO - HSR Links

- The main east-west HSR bus routes are on Main and King Streets. John Street South and James Street South are the major north and south routes. The following are the issues identified:
  - a) Pedestrian links to the east-west bus routes must be established on Hughson Street and enhanced.
  - b) North-south bus links at the GO Centre are in the planning phases. The existing bridges at James and John Streets are being reviewed for reconstruction. Reconstruction must be completed prior to the commencement of GO Service in order to avoid any interruption of GO Rail Service.
  - c) The main H.S.R. bus terminus should remain in Gore Park.
- The proposed replacement bridges at James and John Streets should be designed with full public consultation.
- The HSR drop off areas at James and John Streets must be resolved in order to achieve the following:
  - a) ease of access from James and John Streets for passengers;
  - b) integration of HSR Service with GO Service.

6. Heritage

- The heritage features of the T.H. & B. station, both its building and site, should be retained.
- The MacNab-Charles Heritage District should not be compromised. Hurst Street is narrow (6.0 m) and any widening of the track lands onto Hurst Street may affect the Heritage District properties.

7. Streetscaping

- Serious consideration should be given to the improvement and provision of high quality streetscape elements.

The station area should link up with such areas as the MacNab-Charles Heritage District and future Ferguson Avenue developments. Streetscape improvements



1993 March 9

should extend into the neighbourhoods which will be most impacted by the GO Centre's development.

Streetscape elements would include and provide for, but not limited to, the following, in a comprehensive design:

- Tree Planting
  - Lighting
  - Planters and Planting
  - Seating
  - Signage
  - Bus Shelters and Stops
  - Public Telephones
  - Information Kiosks
  - Newspaper Boxes
  - Mail boxes
  - Wheelchair ramps
  - Drinking fountains
  - Bicycle Racks
  - Overhead Shelters
- Landscaping on the arterial roads and the pedestrian routes (trees and shrubbery) should be provided.
  - Building facade design and treatment should enhance the streetscape spaces.
  - Advertising features around the GO Centre should be fully evaluated.

8. Layover Yard

Because of the very grave concerns regarding the location of the layover yard at Victoria Avenue, the city should initiate urgent and thorough discussions with the GO and Rail authorities, to evaluate all alternatives for the location of the layover yard.

Specific concerns regarding the layover yard are:

- night time activity at the layover yard. Concerns include the servicing of the trains at this yard, the movement of trains at night in the yard, the internal lights in the train remaining on, noise emanating from the yard from trains running at night, i.e. air conditioning, train start-up, etc..
- overpowering air pollution from the trains.
- inadequate noise attenuation measures.
- objectionable noise attenuation measures such as high walls, etc.
- light pollution from security lights to adjacent properties.
- loss of privacy, due to the close proximity of bi-level trains.
- lack of security to the yard from City streets and school site.



1993 March 9

- question of future use and operation of yard if planned expansion of service occurs.

Note for Information:

The Environmental Assessment approval included an approval for a layover yard at Victoria Street. The approval of this yard is subject to the fulfilment of the following conditions:

- GO Transit will consult with the local ratepayers and municipality for public input on the design and construction of the proposed Victoria Street storage yard;
- prior to the commencement of construction of the Victoria Street storage yard, GO Transit shall provide for the review and acceptance by the Ministry of Environment (MOE) Noise Assessment and Systems Support Unit, a Design and Construction Monitoring Report which details specific mitigation measures;
- GO Transit will only construct and operate the Victoria Street storage yard in accordance with the specific mitigation measures specified in the accepted report" (as noted in the previous condition).

GO Transit has hired a consultant to examine the layover yard at Victoria Street as well as other possible locations (all of which are further to the east). However, there is no requirement that GO select an alternate location to the Victoria Street yard, unless this site does not satisfy M.O.E. requirements.

9. Other

- North Corktown Park - the tracks run directly south of this park. A barrier to prevent access from the park should be provided.
- Noise emanating from the rail line in Corktown Neighbourhood should be mitigated through the provision of visually attractive noise barriers.
- There is concern about land speculation in the area of the GO Centre and that appropriate development guidelines should be established.

10. Co-Ordination

It was the general opinion of the Sub-Committee that there is a very real need for a highly qualified, experienced professional coordinator to ensure resolution of issues regarding the Hamilton GO Transit Centre, as outlined in the foregoing.



1993 March 9

Appendix "U" as referred to  
in Section 10 (g) of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993

### COMMENTS ON THE GO STATION

1. That an enclosed waiting area be provided for bus passengers adjacent to the bus loading area.
2. That provision be made for taxi drop-off and pick-up at the rear of the station building (on Haymarket Street) to serve bus passengers.
3. That GO Transit examine ways to improve passenger safety in crossing the bus platform from the waiting area to Haymarket Street and Hughson Street. The current proposal will require passengers to cross the bus platform (the area where buses drive into and out of the station) in order to access Hughson Street and Haymarket Street.
4. That GO Transit incorporate the following features into the station design to provide safety and security for its passengers:
  - a) benches in the public areas of the station and the bus waiting area;
  - b) appropriate lighting in waiting areas and stairwells;
  - c) emergency telephones;
  - d) retail operations (e.g. coffee shop, newspaper kiosk) with operating hours coinciding with train and bus arrivals/departures;
  - e) information on links to other transit opportunities (e.g. Canada Coach, HSR);
  - f) a map of Hamilton to orient passengers to the City;
  - g) signs indicating access to other facilities (e.g. Copps Coliseum, Hamilton Place) in the area.
5.
  - a) Wheelchair access, at grade, with level crossings, should be provided in the station and at the bus terminal.
  - b) Wheelchair access to the bus terminal at Hughson Street South and Haymarket Street should be provided.



1993 March 9

Appendix "V" as referred to  
in Section 11 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993

### Summary of Recommendations to the Sewell Commission

The following is a list of recommendations to the Sewell Commission in response to proposals in the December, 1992, Draft Report:

1. *To add a new purpose in the Planning Act: to create a built environment that is a good place to live.*
2. *Subject the proposed Policy Statements to a more formalized Provincial/Municipal consultation.*
3. *Identify ways in which financial and representational links between municipalities and conservation authorities would have to be improved in order for watershed studies to be more effectively integrated into the municipal plan development process.*
4. *Reassess the need to amend the Planning Act to require detailed studies for all official plan amendments, the criteria for which amendment should be limited to, and, allowing municipalities to identify time periods during the year in which plan amendments will be received.*
5. *Define a process which would enable local municipalities to play a mediation role between the proponent and the community with respect to site specific official plan amendments by requiring the proponent to: provide information on how the project fits with municipal plans; and, consult with the community, prior to submitting a proposal for a plan amendment.*
6. *The City of Hamilton supports the Commission's recommendation that, once a lower-tier plan conforming to an approved upper-tier plan has been approved by the upper-tier, authority to approve plans or plan amendments be transferred to the lower-tier.*
7. *A public participation process for site plan control applications is redundant, especially where design guidelines have been approved.*
8. *Where staff is delegated the authority to approve minor variances for up to 10% from the controls, it be planning staff delegated such authority.*
9. *The need for two public meetings for plans, plan amendments and comprehensive zoning by-laws cannot be supported.*
10. *Ensure that the prehearing to discuss an appeal to the Ontario Municipal Board also include identification of the issues to be addressed at the full hearing.*



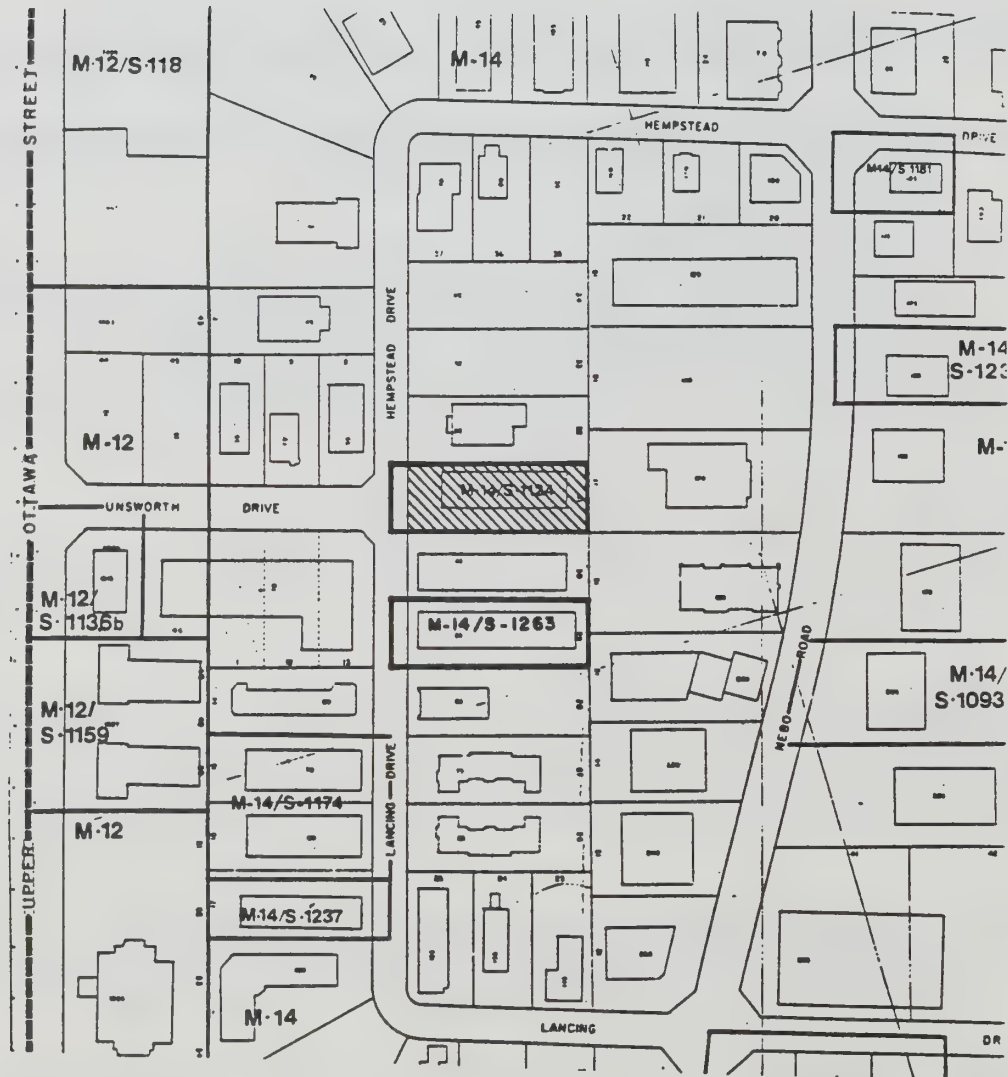
1993 March 9

11. *Define criteria for judicial review of planning decision in the Planning Act.*
12. *Establish terms of reference for a study to explore the aspects of the relationship between private and public interests in the planning system which have not been fully documented in the Draft Report.*
13. *Amend the Stage 1 of the Transitional Matters to exclude all applications (ie. Official Plans and amendments, zoning by-law amendments, site plan control, plans of subdivision, and severances) that have been approved by Council.*



1993 March 9

Appendix "W" as referred to  
in Section 12 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993



Legend



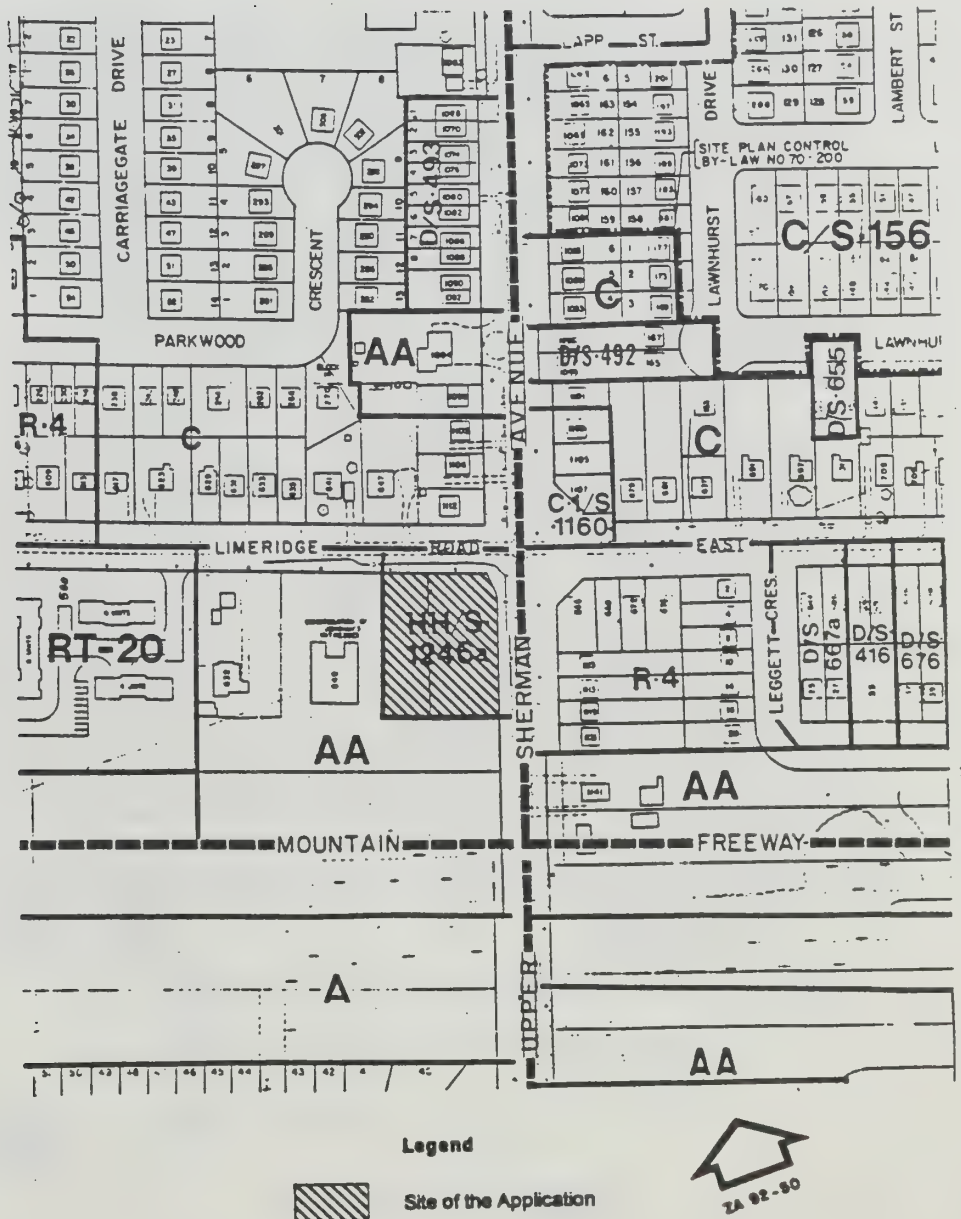
Site of the Application





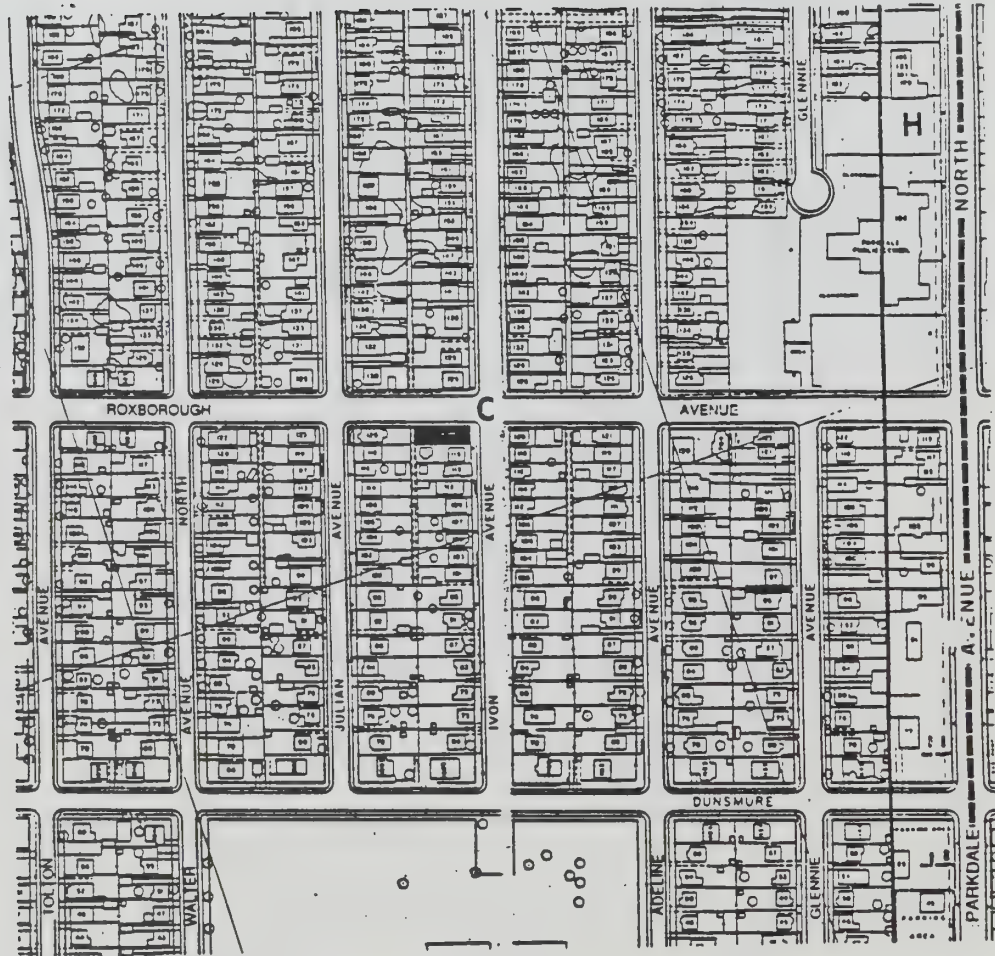
1993 March 9

Appendix "X" as referred to  
in Section 13 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993





Appendix "Y" as referred to  
in Section 15 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993



### Site of the Application

7A 92-14






1993 March 9

Appendix "Z" as referred to  
in Section 16 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993



Legend

- |         |   |   |
|---------|---|---|
| BLOCK 1 |  | Change in zoning from "C" (Urban Protected Residential, etc.) District to "DE-3" (Multiple Dwellings) District, modified.                   |
| BLOCK 2 |  | Change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified. |
| BLOCK 3 |  | Modification to the "H" (Community Shopping and Commercial, etc.) District regulations.   |



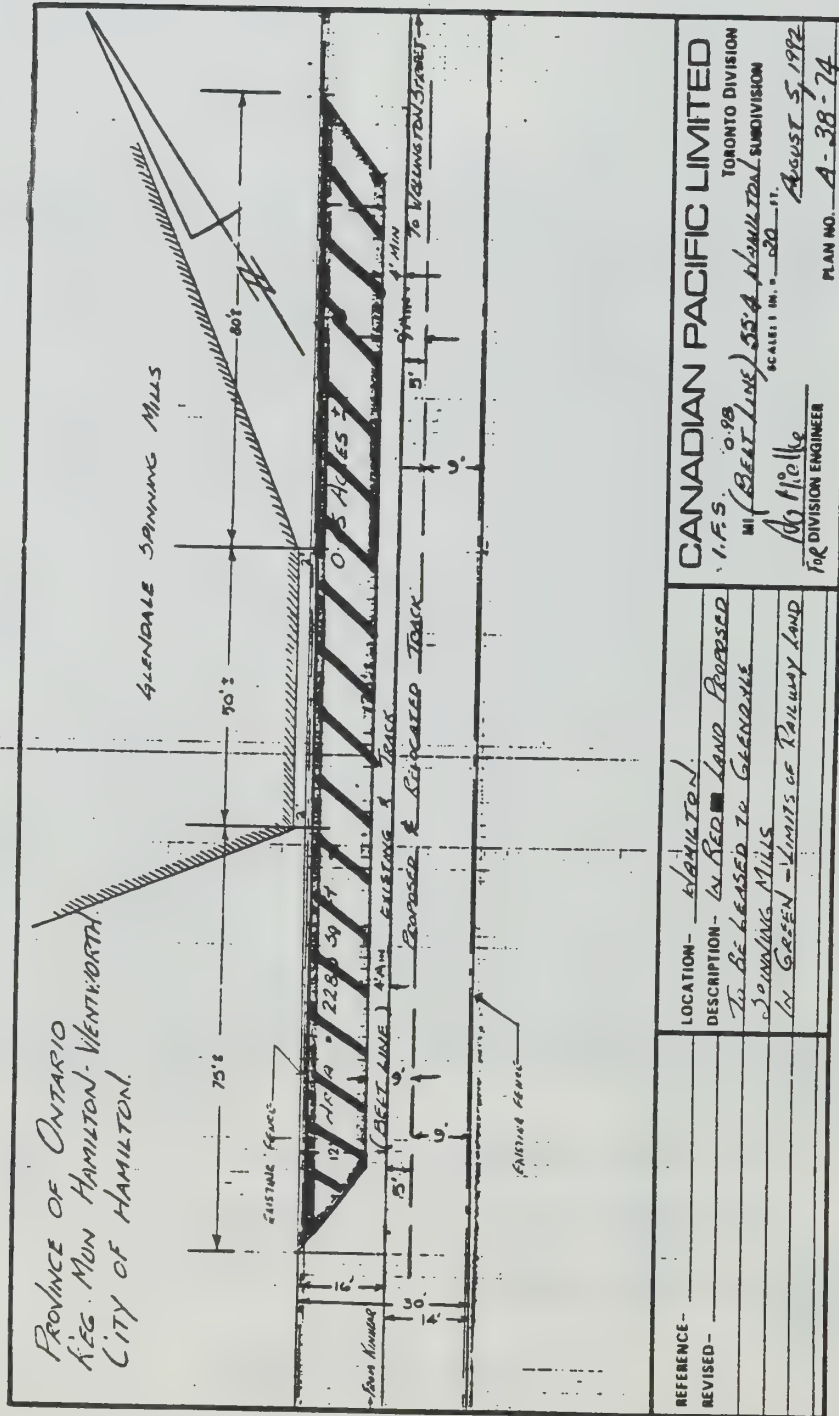
ZA-92-08

Scale: 1" = 100'



1993 March 9

Appendix "AA" as referred to  
in Section 17 of the **FIFTH**  
Report of the Planning and  
Development Committee for 1993













1993 March 9

**REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE**

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIFTH** Report for 1993 and respectfully recommends:

1. That, in accordance with Recommendation 14 (a)(v)(2) of the Twenty-fourth Report of the Finance and Administration Committee, adopted by City Council on 1992 December 8, all transportation companies involved in the transportation of students for either of the Boards of Education and which hold Public Vehicle Licences not be exempted from regulation under the Taxicab By-law.

THE ABOVE NOTED MATTER WAS LOST ON A TIE VOTE AT THE FINANCE AND ADMINISTRATION COMMITTEE, AND IN ACCORDANCE WITH ESTABLISHED POLICY IS NOW BEING SUBMITTED TO CITY COUNCIL FOR CONSIDERATION AND DISPOSITION.

2. That the City exercise its option to extend to 1994 March 31, the purchase order issued to Burns International Security Services Limited, Hamilton, to provide security services for City Hall, originally approved by Council 1992 January 28.
3. That a purchase order be issued to Amaco Construction Equipment Inc., Mississauga, in the amount of \$89,458.85 including all applicable taxes and trade-in, for the replacement of One 35,000 GVW Chassis with Tar Distributor, Unit 9699, for Fleet Services being the lowest of three tenders received in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and be financed through Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101.
4. That as referred to in Section 45 of the Third Report for 1993 of the Transport and Environment Committee, the City's share of "Wisemount Estates - Phase 2" Servicing, at a cost of \$132,006.40, be financed from Centre No. CH 00107 - "Reserve for Services through Unsubdivided Lands".
5. That the Women's Centre of Hamilton-Wentworth be granted permission to use the forecourt and related equipment on Sunday, 1993 March 7 at 7:00 p.m. for a Candlelight Vigil in support of the Women in Bosnia-Herzegovine.



1993 March 9

6. (a) That approval be given to the action taken by the City Clerk in authorizing the Easter Seal Flag to be flown at City Hall during the month of 1993 March - Easter Seal Month; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
7. That approval be given to the request of the Mayor 's Race Relations Committee to use the Council Chamber and Council Chamber annex on Wednesday, 1993 March 17 at 7:30 p.m. to host a Public Meeting and Reception on the occasion of a visit to Ontario by Race Relations Personnel from London, England.
8. (a) That permission be granted to the Vintage Auto Sprints at Christie Inc. to use the City Hall forecourt on Friday, 1993 August 20 from 3:30 p.m. - 6:30 p.m. for a Display of Vintage Race Cars; and,  
  
(b) That the City Clerk be authorized to approve of a similar use in future years, provided it does not interfere with any other activity.
9. (a) That the City Quit Claim to the Synod of the Diocese of Niagara of the Anglican Church a vacant parcel of land situated in the City of Hamilton, being composed of part of Lot 30, Concession 2, formerly in the Township of Saltfleet, being part of Block E, Registered Plan 865, as shown in heavy outline on Survey Plan as compiled by Guido Consoli, Ontario Land Surveyor, having a frontage on Melvin Avenue of 2.591 metres (8.5 feet) more or less, and a depth of 23.46 metres (77.0 feet) more or less, and containing an area of 60.80 square metres (654.5 square feet) more or less, be approved and completed, and the funds derived from this transfer of \$1. be credited to Account No. CH 4X999 00102 (Reserve for Property Purchases - Other Revenue); and,  
  
(b) That the Mayor and City Clerk be authorized to execute the document in a form satisfactory to the City Solicitor.
10. That the City of Hamilton purchase a "Message-of-Support" advertisement for 1/12th page at a cost of \$235. in the Kinsmen Magazine complimenting Kinsmen and Kinettes on their service to our community. This cost to be charged to Account No. CH56302-12001.



1993 March 9

11. That the following resolution from the City of Peterborough respecting Habitual Criminals, be received:

"THAT Council endorse the recommendations made by the Coroners Jury in the Christopher Stephenson case;

AND THAT the Solicitor General of Canada and the Attorney General of Ontario, be requested to give consideration to the amending of the Criminal Code to provide for the indefinite imprisonment of any person deemed to be an habitual violent sexual offender and sexual predator;

AND THAT this resolution be circulated to the Solicitor General of Canada, Doug Lewis; the Attorney General of Ontario, Howard Hampton; Mr. Bill Domm, M.P., Peterborough; Mrs. Jenny Carter, M.P.P., Peterborough; the Association of Municipalities of Ontario (A.M.O.) and to all municipalities having a population of 50,000 or more, for their endorsation."

12. That the following resolution from the City of Vaughan respecting Changes to the Educational System, be received:

WHEREAS the Province of Ontario through the Ministry of Education is considering the creation of a Commission to consider changes to the Education System in Ontario;

AND WHEREAS the Terms of Reference for the Commission are yet to be defined;

AND WHEREAS there is a need for public consultation on the issues facing the Education System;

AND WHEREAS five possible areas of study include Financing, Organization, Curriculum, Teacher Training, and Special Education;

AND WHEREAS more than 60 percent of Ontario Residential Property Taxes goes to various School Boards;

AND WHEREAS the issue of financing is being examined by the Fair Tax Commission;







**1993 March 9**

AND WHEREAS the issue of organization encompasses the number of School Boards in Ontario and the number of Trustees;

NOW THEREFORE the Council of The Corporation of the City of Vaughan resolves as follows:

THAT the Premier of Ontario and the Minister of Education be urged to establish a Commission to consider the changes required to reform the Education System in Ontario;

AND THAT the Minister be strongly urged to include in the Commission's Terms of Reference the important issues of financing and organization;

AND THAT the Minister be advised that the Terms of Reference for the review of financing should provide for the review of the proportion of funding of School Boards and the collection thereof;

AND THAT the Minister be advised that the Terms of Reference for the review of organization should provide for the review and possible reduction in the number of School Boards and Trustees in the Province;

AND THAT this Resolution be circulated to all Municipalities in Ontario having populations of over 100,000 for their endorsement.

13. That leave be granted to introduce the following Bill:

Bill H-15      A By-law to confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**RESPECTFULLY SUBMITTED,**

**ALDERMAN D. ROSS, CHAIRPERSON  
FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder  
Secretary  
1993 March 4**







**BILLS**

**CITY COUNCIL**

**1993 MARCH 9**

URBAN MUNICI  
MAR 1993  
GOVERNMENT DOCUMENTS







THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-

TO INCORPORATE PART 2, 62R-11994  
INTO HARBOTTLE COURT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Harbottle Court by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Harbottle Court.

Part of Lot 25, Registered Plan 947, designated as Part 2, Plan 62R-11994.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this            day of            A.D. 1993.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-

TO INCORPORATE PARTS 2 & 4, 62R-9048  
INTO MACNAB STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as MacNab Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of MacNab Street.

Part of Lots 50 and 69 on P.H. Hamilton Survey - Unregistered Plan designated as Part 2, Plan 62R-9048 and Part of Lot 50 on P.H. Hamilton Survey - Unregistered Plan designated as Part 4, Plan 62R-9048, on the block bounded by Charles Street (Now Closed), Main Street, MacNab Street and Jackson Street in City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this            day of            A.D. 1993.

City Clerk

Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93-

TO INCORPORATE PARTS 1 & 3, 62R-9048  
INTO JACKSON STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Jackson Street by incorporating within its limits the lands described below;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following lands are hereby established and laid out as a public highway to form part of Jackson Street.

Part of Lots 68 and 69 on P.H. Hamilton Survey - Unregistered Plan designated as Part 1, Plan 62R-9048 and Part of Lot 69 on P.H. Hamilton Survey - Unregistered Plan designated as Part 3, Plan 62R-9048 in the block bounded by Charles Street (Now Closed), Main Street, MacNab Street and Jackson Street in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. The Commissioner of Transportation/Environmental Services or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this            day of            A.D. 1993.

City Clerk

Mayor



## BY-LAW NO. 93 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 10 (Stops at Intersections)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Harbottle	Eastbound	Chesley
Adorn	Northbound	Village
Village	Eastbound	Fairington".

2. **Schedule 29 (No Stopping Areas)** is hereby amended by adding thereto the following items, namely:-

"Tia	West	Nugent to 71 feet south	Anytime
Britannia	North	Glassco to 60 feet west	Anytime
Britannia	North	Glassco to 60 feet east	Anytime
Britannia	North	Adair to 60 feet west	Anytime
Britannia	North	Adair to 60 feet east	Anytime
Lottridge	West	Case to 50 feet south	Anytime
Eastwood	East	Melvin to 115 feet south	Anytime
Brant	South	commencing at a point 232 feet east of Birch and extending to a point 60 feet easterly therefrom	Anytime
James	East	Strachan to 70 feet north	Anytime
James	West	Strachan to 69 feet north	Anytime".

3. **Schedule 31 (School Bus Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Ravenbury	North	40 feet	64 feet west of the west curb line of Rama	7:00 a.m.-6:00 p.m. Monday to Saturday
Belmont	West	47 feet	163 feet north of Cannon	7:00 a.m.-6:00 p.m. Monday to Saturday".

4. **Schedule 35 (Wheelchair Loading Zones)** is hereby amended by adding thereto the following items, namely:-

"Royal	South	24 feet	66 feet east of Emerson	8:00 a.m.-6:00 p.m. Monday to Friday
Grosvenor	West	21 feet	124 feet north of Cannon	7:00 a.m.-5:00 p.m. Monday to Friday
Smith	West	24 feet	435 feet south of Barton	8:30 a.m.-10:00 p.m.". .



and by deleting therefrom the following item, namely:-

"Province      East      18 feet      101 feet north of Cannon      7:00 a.m.-5:00 p.m.  
Monday to Friday".

PASSED THIS      DAY OF      , A.D. 1993.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



## BY-LAW NO. 93 -

## TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. **Schedule 26 (No Parking Areas)** of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to **Section A (No Parking Anytime)** the following items, namely:-

"Berkindale	South	Bow Valley to Rivercrest
Amherst	Both	End to End
Landron	South	Upper Kenilworth to Locheed
Ferguson	West	Cannon to Wilson
Biggar	North	Lottridge to 179 feet west
Biggar	North	from a point 199 feet west
		of Lottridge to a point 94 feet
		westerly therefrom".

and by deleting therefrom the following items, namely:-

"Ferguson	West	King to Cannon
Berkindale	North	Bow Valley to 252 ft. easterly
Biggar	North	Lottridge to 293 feet west".

2. **Schedule 26A (No Parking Areas)** is hereby amended by adding to **Section F (No Parking 8:00 a.m. - 4:00 p.m., Monday to Friday)** the following item, namely:-

"Princeton	East	Margate to Sherwood".
------------	------	-----------------------

and by deleting from **Section P (No Parking 6:00 a.m. - 6:00 p.m., Monday to Friday)** the following item, namely:-

"Brant	South	commencing at a point 155 feet
		east of Birch to a point 137 feet
		easterly therefrom".

3. **Schedule 24 (Parking Meter Locations)** is hereby amended:

- a) by deleting from **Section 3(b) (One Hour Limit)** the following item, namely:

"Ferguson	East	King to King William".
-----------	------	------------------------

- b) by adding to **Section 1(a) (Three Hour Limit)** the following items, namely:-

"Ferguson	Both	King to Wilson
Robinson	Both	Park to MacNab
Herkimer	Both	James to Park".

- c) by deleting from **Section 2(b) (Two Hour Limit)** the following item, namely:-

"Ferguson	East	King William to Wilson".
-----------	------	--------------------------



4. **Schedule 25 (Parking Time Limits)** is hereby amended by deleting from **Section 7 (Three Hour Limit)** the following item, namely:-

"Robinson	Both	MacNab to Bay".
-----------	------	-----------------

and by adding thereto the following item, namely:-

"Robinson	Both	Park to Bay".
-----------	------	---------------

5. **Schedule 25A (Parking Time Limits)** is hereby amended by adding to **Section 5 (One Hour Limit)** the following item, namely:-

"Ferrie	North	John to Catherine".
---------	-------	---------------------

and by adding to **Section 26 (One Hour Limit)** the following item, namely:-

"Park	East	Barton to Murray".
-------	------	--------------------

6. **Schedule 25B (Parking Time Limits)** is hereby amended by deleting from **Section 4 (One Hour Limit)** the following item, namely:-

"Napier	South	Wellesley to 36 feet east".
---------	-------	-----------------------------

7. **Schedule 34 (Sticker Permit Parking)** is hereby amended by adding thereto the following items, namely:-

"William	West	commencing at a point 216 feet south of Birge to a point 23 feet southerly therefrom	Anytime
Erin	West	commencing at a point 45 feet south of Melrose to a point 34 feet southerly therefrom	Anytime
Gertrude	North	commencing at a point 36 feet west of the extended west curb line of Rowanwood and extending to a point 18 feet westerly therefrom	Anytime
Wexford	West	commencing at a point 172 feet north of Dunsmure to a point 22 feet northerly therefrom	Anytime
Charlton	South	commencing at a point 150 feet east of Kent to a point 18 feet easterly therefrom	Anytime".

and by deleting therefrom the following items, namely:-

"Tiffany	East	commencing at a point 273 feet north of Barton to a point 24 feet northerly therefrom	Anytime
Walnut	West	commencing at a point 91 feet south of Forest to a point 20 feet southerly therefrom	Anytime
Dunsmure	North	commencing at a point 96 feet east of Park Row to a point 19 feet easterly therefrom	Anytime



Dunsmure	South	commencing at a point 94 feet east of Park Row to a point 26 feet easterly therefrom	Anytime
Campbell	North	commencing at a point 42 feet east of Agnes to a point 20 feet easterly therefrom	Anytime
Campbell	South	commencing at a point 10 feet east of the east curb line of Agnes to a point 24 feet easterly therefrom	Anytime".

PASSED THIS          DAY OF          , A.D. 1993.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 93 -

TO AMEND

TRAFFIC BY-LAW 89-72

PARKS BY-LAW 89-74

**WHEREAS** each of the aforementioned by-laws provide for the tagging of motor vehicles and the payment of penalties out of Court;

**AND WHEREAS** the Transport and Environment Committee, at its meeting of 1993 March 01st, recommended that the parking violation fines for overtime parking in time limit areas and at parking meters be increased as hereinafter provided.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:-

1. **Section 54(2)** of the Parks By-law 89-74 passed on the 28th day of February 1989 is hereby amended by striking out "\$6.00" in the first line of Subsection (a) and by inserting in lieu thereof "\$10.00".
2. **Section 43a** of By-law 89-72 to Regulate Traffic passed on the 28th day of February 1989 is hereby amended:
  - a) by striking out "six dollars" in the first line of **Subsection (1)(a)** and by inserting in lieu thereof "ten dollars"; and
  - b) by striking out "six dollars" in the first line of **Subsection (1)(b)** and by inserting in lieu thereof "ten dollars"; and
  - c) by striking out "six dollars" in the third line of **Subsection (2)(a)** and by inserting in lieu thereof "eight dollars"; and
  - d) by striking out "six dollars" in the third line of **Subsection (2)(b)** and by inserting in lieu thereof "eight dollars".
3. This by-law shall come into force and take effect on the 1st day of July 1993.

PASSED THIS            DAY OF            , A.D. 1993.

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 290-296 VICTORIA AVENUE NORTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-12 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District to "H" (Community Shopping and Commercial, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this

day of

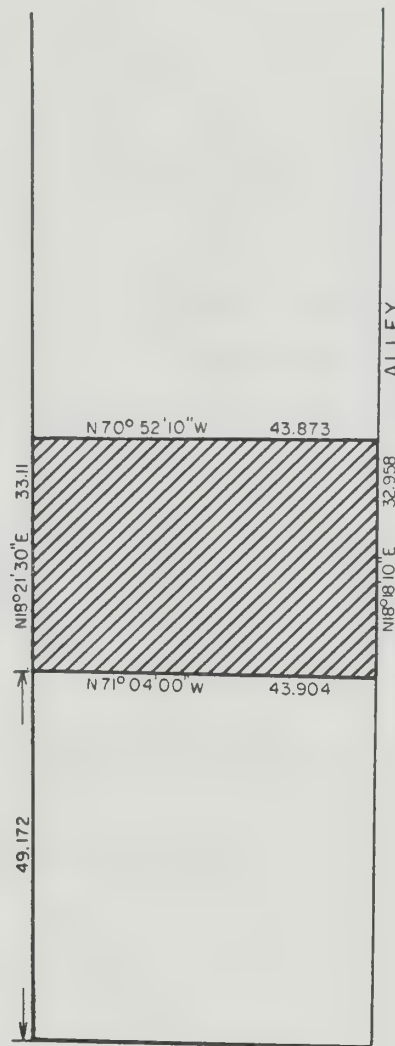
A.D. 1993.

City Clerk

Mayor



VICTORIA AVENUE NORTH



BARTON STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 .....  
Passed the ..... day of ..... , 1993

.....  
Clerk

.....  
Mayor

City of Hamilton

Schedule A

Map Forming Part of  
By-Law No. 93 .....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend

Change in zoning from:



"D" (Urban Protected Residential -  
One and Two - Family Dwellings,  
Townhouses, etc.) District to "H"  
(Community Shopping and Commercial,  
etc.) District

North



Scale

NOT TO SCALE

Reference File No.

CI-92-E

Date

FEB. 12, 1993

Drawn By

P. W.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Establish:

Site Plan Control

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 290-296 VICTORIA AVENUE NORTH**

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

148. Lands located at Municipal Nos. 290-296 Victoria Avenue North, shown on Appendix 148 hereto annexed and forming part of this by-law.

2. Appendix 148 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

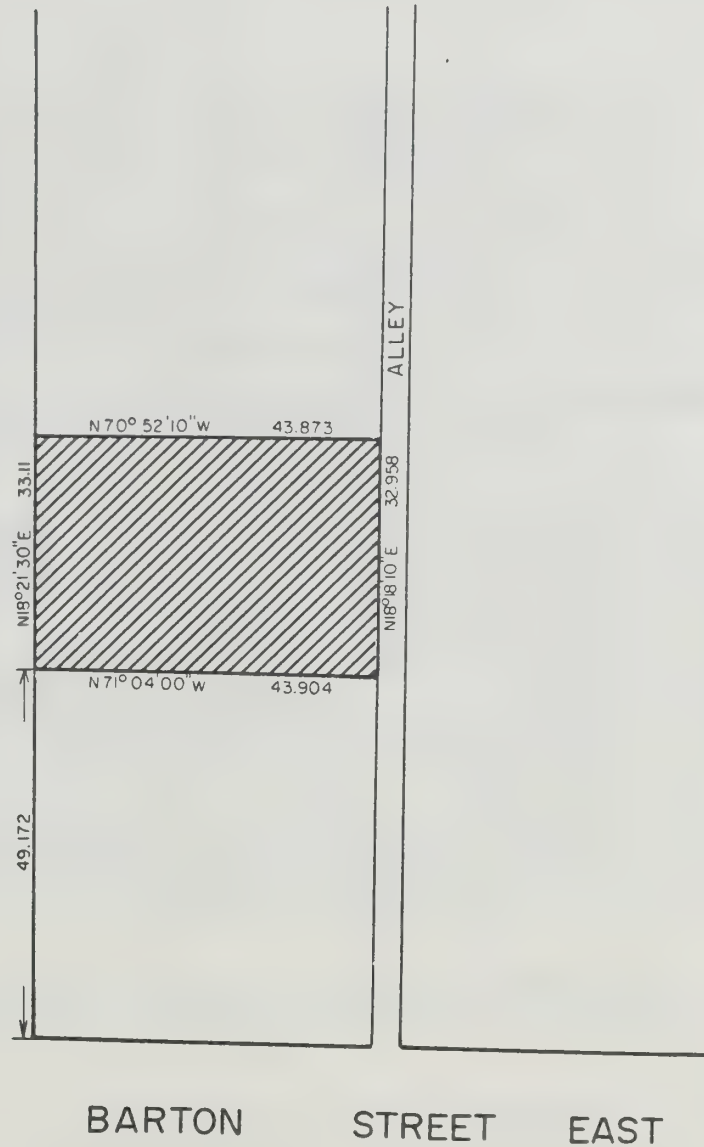
PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor



VICTORIA AVENUE NORTH



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 .....  
Passed the ..... day of ..... , 1993

.....  
Clerk

.....  
Mayor

City of Hamilton  
**Appendix 148**  
to By-Law No.79-275

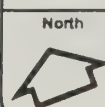
as Amended by  
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

Legend



Lands Designated Under this By-Law  
as an area of Site Plan Control pursuant  
to Section 41 of the Planning Act, R.S.O.  
1990



North

Scale  
NOT TO SCALE

Reference File No.  
C1 - 92 - E

Date  
FEB.12,1993

Drawn By  
P. W.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593  
as amended by Zoning By-law No. 91-072

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER WELLINGTON STREET,  
IN THE AREA SOUTH OF THE MOUNTAIN FREEWAY

WHEREAS By-law No. 91-072, passed by the Council of The Corporation of the City of Hamilton on the 30th day of April 1991, rezoned the above-captioned lands from "AA" (Agricultural) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District (Block 1); "AA" (Agricultural) District to "E-2" - 'H' (Multiple Dwellings - Holding) District (Block 2), and "AA" (Agricultural) District to "RT-20" - 'H' (Townhouse - Maisonette - Holding) District (Block 3) and established special requirements with respect to the said lands, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS section 2(a) of By-law No. 91-072 provides that upon the availability of all such municipal sewers serving the subject lands as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No. 91-072;

AND WHEREAS the municipal sewers as deemed necessary by the City have been installed and are available to service the subject lands;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item 8 of the 3rd Report of the Planning and Development Committee at its meeting held on the 9th day of February 1993, directed that By-law No. 91-072 be amended to remove the 'H' (Holding) symbol in respect of the above lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 91-072, passed on the 30th day of April 1991, to the "C" - 'H' (Urban Protected Residential, etc. - Holding) District designation of Block 1; "E-2" - 'H' (Multiple Dwellings - Holding) District designation of Block 2, and "RT-20" - 'H' (Townhouse - Maisonette - Holding) District designation of Block 3, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 91-072 and forming part thereof, is hereby removed, and the development of the lands comprised in said Blocks 1, 2 and 3 may proceed in accordance with the "C" District, "E-2" District and "RT-20" District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in sections 3 and 4 of By-law No. 91-072.



2. Sheet No. E-9B of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 91-072, is further amended by changing from "C" - 'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District the land comprised in Block 1; "E-2" - 'H' (Multiple Dwellings - Holding) District to "E-2" (Multiple Dwellings) District the land comprised in Block 2 and "RT-20" - 'H' (Townhouse - Maisonette - Holding) District to "RT-20" (Townhouse - Maisonette) District the land comprised in Block 3, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-2" District and "RT-20" District provisions, subject to the special requirements referred to in sections 3 and 4 of By-law No. 91-072.

4. By-law No. 6593, as amended by By-law No. 91-072, passed on the 30th day of April 1991, is further amended by adding this by-law to section 19B as Schedule S-1221a.

5. Sheet No. E-9B of the District Maps, as amended by By-law No. 91-072, passed on the 30th day of April 1991, is further amended by marking the lands referred to in section 1(b) and 1(c) of By-law No. 91-072 and section 2 of this by-law, S-1221a.

PASSED this                      day of                      A.D. 1993.

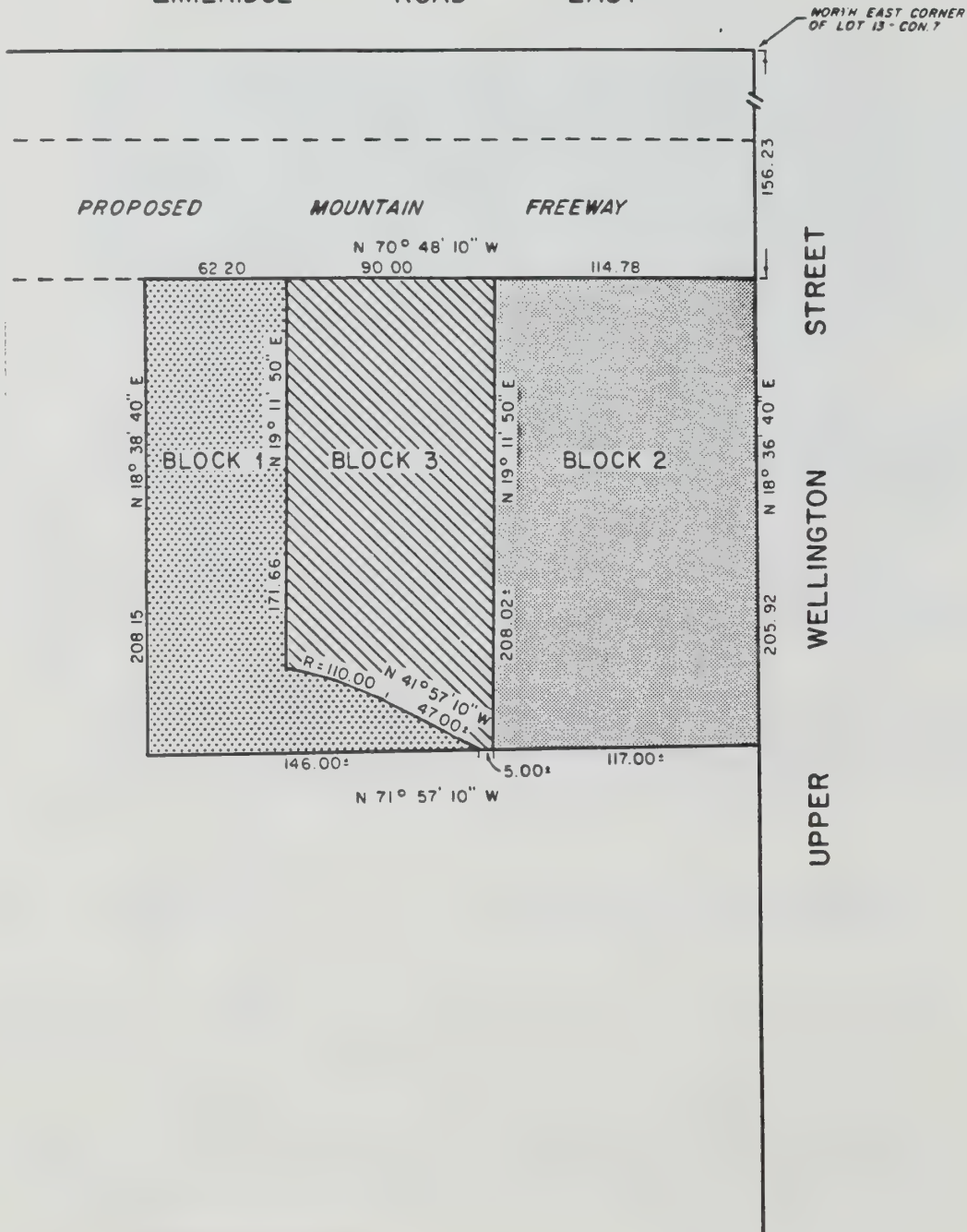
City Clerk

Mayor

(1993) 3 R.P.D.C. 8, February 9  
Primecan Holdings Inc., Owner  
ZA-92-49



# LIMERIDGE ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 93 - .....  
Passed the ..... day of ....., 1993.

.....  
Clerk

.....  
Mayor

City of Hamilton

## Schedule A

Map Forming Part of  
By-Law No. 93 - .....

to Amend By-Law No. 6593

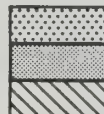
Regional Municipality of Hamilton-Wentworth  
Planning and Development Department

### Legend

BLOCK 1

BLOCK 2

BLOCK 3



Lands to be regulated by  
By-Law No. 93 - .....

North



Scale  
NOT TO SCALE

Reference File No.  
ZA 92-49

Date  
FEBRUARY 1993

Drawn By  
Z.K.



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593  
As Amended by By-law No. 89-245

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 250 and 252 GIBSON AVENUE NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-245 on the 29th day of August 1989 to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "D" District, in respect of the lands located at Municipal Nos. 250 and 252 Gibson Avenue North, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Ontario Municipal Board by its Decision and Order (File No. R 900045), dated the 11th day of December 1990, directed that By-law No. 89-245 be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 89-245, passed on the 29th day of August 1989, is amended by adding the following thereto:

(b) Section 18.(3)(ivc)(b) of By-law No. 6593 shall not apply;

(c) all vehicular parking must be provided and maintained only on the existing lot(s).

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1 of this by-law and section 1 of By-law No. 89-245.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-459b.

4. Sheet No. E-21 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-459b.

5. In all other respects, By-law No. 89-245 is hereby confirmed, unchanged.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Amend:

Zoning By-law No. 6593  
As Amended by By-law No. 90-181

Respecting:

LANDS LOCATED AT  
MUNICIPAL NOS. 1610, 1614, 1620 AND 1626 UPPER GAGE AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 90-181 on the 26th day of June 1990 to change the zoning of the lands located at Municipal Nos. 1610, 1614, 1620 and 1626 Upper Gage Avenue, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Ontario Municipal Board by its Decision and Order (File No. R 900619), dated the 11th day of January 1991, directed that By-law No. 90-181 be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 90-181, passed on the 26th day of June 1990, is amended by adding the following thereto:

"2. The "RT-20" (Townhouse - Maisonette) District provisions as contained in Section 10E of By-law No. 6593, applicable to the land referred to in section 1, are amended to the extent only of the following special requirement that,

(a) Section 10E(2)(a)3 of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirement referred to in section 2 of this by-law.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1304.

4. Sheet No. E-38D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1304."



2. In all other respects, By-law No. 90-181 is hereby confirmed, unchanged.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor

(1990) 9 R.P.D.C. 12, April 24  
Ontario Municipal Board Decision,  
and Order dated January 11, 1991  
H.C. Harnden and H.A. Anderson, Owners  
ZA-90-16



The Corporation of the City of Hamilton

BY-LAW NO. 93-

To Repeal:

Zoning By-law No. 92-002

Respecting:

LAND LOCATED AT MUNICIPAL NO. 126 LILACSIDE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 92-002 on the 10th day of December 1991;

AND WHEREAS By-law No. 92-002 was appealed to the Ontario Municipal Board;

AND WHEREAS By-law No. 92-210, passed on the 25th day of August 1992, permits hair salons in residences;

AND WHEREAS the Ontario Municipal Board in its Disposition and Order (File No. R 920071), dated the 27th day of January 1993, rendered By-law No. 92-002 to be redundant.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 90-002, passed on the 10th day of December 1991, is hereby repealed.

PASSED this                      day of                      A.D. 1993.

City Clerk

Mayor



BY-LAW NO. 93 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF MARCH A.D., 1993.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th                      day of      March                      A.D. 1993

CITY CLERK

MAYOR



THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

RESOLVED, THAT THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.

ATTEST

SECRETARY

1911

ATTEST

SECRETARY

1911

ATTEST

SECRETARY

ATTEST

SECRETARY

THE BOARD OF DIRECTORS OF THE COMPANY OF THE CITY OF NEW YORK  
DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT  
COPY OF THE RESOLUTIONS PASSED BY THE BOARD OF DIRECTORS  
ON THE 10TH DAY OF MAY, 1911.







HAMILTON PUBLIC LIBRARY



3 2022 21334248 4